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ACTS

OF THE

STATE OF TENNESSEE,

No. 1217
PASSED BY THE

SENATE OF
SECOND EXTRAORDINARY SESSION

OF THE

FORTY-SECOND GENERAL ASSEMBLY.

1882.

BY AUTHORITY.

NASHVILLE:
ALBERT B. TAVEL, PRINTER TO THE STATE.
1882.

70 VEB
ANNO 1970 JURISPRUDENCE

PUBLIC ACTS
OF THE
GENERAL ASSEMBLY OF THE STATE OF TENNESSEE

PASSED AT THE
SECOND EXTRAORDINARY SESSION

OF THE
FORTY-SECOND GENERAL ASSEMBLY,
*Which was Begun and Held at Nashville on Thursday,
April 6, in the Year of our Lord one Thou-
sand Eight Hundred and Eighty-Two.*

CHAPTER I.

AN ACT to amend An Act passed April 7, 1881, entitled An Act to amend An Act passed March 3, 1854, and the amendatory Acts thereof, so far as the same applies to the incorporation of the Board of Mayor and Aldermen of the city of Jackson.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That section 3 of an act passed April 7, 1881, entitled an act to amend an act passed March 3, 1854, and the amendatory acts thereof, so far as the same applies to the incorporation of the Board of Mayor and Aldermen of the City of Jackson, be and the same is hereby amended as follows, to-wit: Strike out lines ten and eleven of said section three (3) of the printed act, and insert the following in lieu: "Whose term of office shall be two years, or until his successor is elected and qualified,"

Changing term
of office.

SEC. 2. *Be it further enacted*, That this act shall take effect from and after its passage, the public welfare requiring it.

Passed April 15, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 19, 1882.

ALVIN HAWKINS,

Governor.

TO WHOM IT MAY COME,
ALBION JACO

CHAPTER II.

AN ACT to provide for the payment of costs in criminal cases removed from State Courts to Federal Courts.

Costs to be paid
by the State.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee.* That in all criminal cases of the grade of felony commencing in any of the courts of this State, and afterwards removed to the United States Circuit or District courts, and there disposed of adversely to the State, the costs of the prosecution shall be paid by the State as is now provided by law for payment of costs in such cases where determined in the State courts. The Supreme Court of the United States in the case of John W. Car and others, against James L. Gaines, Comptroller, having decided that the State is liable for such costs. In cases of misdemeanor transferred and disposed of as aforesaid, the county where the case originated shall pay the costs. Sheriff or other officers delivering prisoners from State to Federal courts shall be allowed the same fees and have same guards and pay therefor as is allowed for like services in State courts under the laws of the State.

Warrants for
costs.

SEC. 2. *Be it further enacted.* That said costs shall be paid upon warrant of the Comptroller or Judge or Chairman of the County Court as the case may be, which warrants shall be issued upon properly authenti-

cated and itemized bills of costs certified as now required by law by the United States District Attorney and Circuit and District Judge holding said Federal Court, in the same manner as other similar costs are now paid by the State or counties, and that this act take effect from and after its passage, the public welfare requiring it.

Passed April 19, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved April 20, 1882.

ALVIN HAWKINS,
Governor.

CHAPTER III.

AN ACT to fix the time of holding the Circuit and Chancery Courts in the county of Pickett, and to change the time of holding the Circuit Courts in the county of Overton, and to change the time of holding the Circuit and Chancery Courts in the county of Cumberland in the 16th Judicial Circuit of Tennessee.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That hereafter the Circuit and Chancery Courts for the county of Pickett shall be held on the second Monday after the first Mondays in March, July and November. Pickett cou'ty

SEC. 3. *Be it further enacted*, That hereafter the Circuit Court for the county of Overton shall be held on the third Mondays after the fourth Mondays in March, and July November. Overton cou'ty

SEC. 4. *Be it further enacted*, That this act take effect from and after the first day of May, 1882, the public welfare requiring it.

Passed April 19, 1882.

H. B. RAMSEY,
Speaker of the House of Representatives.

GEORGE H. MORGAN,
Speaker of the Senate.

Approved April 21, 1882.

ALVIN HAWKINS,
Governor.

CHAPTER IV.

AN ACT to amend An Act to provide more just and equitable laws for the assessment and collection of revenue, etc., being Chapter CLXXI. of the Acts of 1881.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That sub-sections 2 and 3 of section 2 of Chapter CLXXI. of the Acts of 1881, be amended by striking out from each of said sub-sections the clause "not exceeding fifty thousand dollars in value," and by adding to sub-section 2, "or property belonging to private persons exclusively, and actually used for educational or charitable purposes. *Provided*, that the exemption shall not apply to property where the owners thereof rent the same, or derive an income therefrom. *Provided further*, that institutions owned by educational or charitable societies, and rented for educational purposes, shall be exempt from taxation.

Exemption "of
educational
institutions.

SEC. 2. *Be it further enacted*, That all educational institutions are hereby relieved from all liability for taxes for the years 1881 and 1882, as provided in the above section.

SEC. 3. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 22, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 24, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER V.

AN ACT to authorize municipal corporations having a population of forty thousand inhabitants and upwards, under the Federal census of 1880, to issue bonds for waterworks purposes.

SEC. 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Mayor and City Council of any incorporated city or town in the State, having a population of forty thousand inhabitants and upwards, according to the Federal census of 1880, are hereby empowered in their corporate capacity to issue the bonds of said city or town, signed by the Mayor, and countersigned by the Recorder, with interest coupons attached, which shall be signed by the Treasurer of said city or town, to an amount not exceeding five hundred thousand dollars. Amount of bonds.

SEC. 2. *Be it further enacted*, That the bonds herein authorized shall be executed of the denomination of one thousand dollars each, and shall mature at such times, from ten to thirty years, and shall bear such a rate of interest, not exceeding six per cent per annum, payable semi-annually, as may be fixed by corporate ordinance. Denomination time and interest.

SEC. 3. *Be it further enacted*, That the series of bonds herein authorized shall be known as the "Waterworks

Purpose.

Bonds of 1882," and shall be used exclusively for providing additional water facilities for such city or town, purchasing real estate for waterworks, constructing reservoirs, providing engines and pumping machinery, filtering gallery and aqueduct, purchasing and laying main and supply pipes, and for any other legitimate purpose necessary in furnishing an ample supply of pure filtered water to the citizens of said corporation.

Sale of the bonds.

SEC. 4. *Be it further enacted*, That for the purpose of enabling said corporations to construct said improvements, they are hereby empowered to sell the bonds herein authorized, and apply the proceeds to the payment of said improvements. *Provided, however*, that no bond issued under the provisions of this act shall be sold for less than its par value.

Trust fund to pay bonds.

SEC. 5. *Be it further enacted*, That for the better security of the payment of said bonds at maturity, the said Mayor and City Council of any corporation as aforesaid are hereby authorized to pledge the surplus receipts of the waterworks department over and above necessary running expenses, for a prescribed period, as a "Trust Fund," to be applied exclusively to the payment of said bonds as the same mature.

SEC. 6. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 20, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 24, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER VI.

AN ACT to provide for the compromise and settlement of the indebtedness of extinct municipal corporations in this State, whose population does not exceed thirty thousand.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That the Board of Commissioners of the several taxing districts of the second class in this State, whose district is composed of the territory of an extinct municipal corporation, shall take charge of all the property and effects, books and papers, of said extinct corporation, and collect all moneys due and owing to the same, whether the same be due for taxes assessed and uncollected or for any other consideration, and they may in their name as commissioners of taxing districts of such a town or city sue for and recover any money or other property due or owing to said extinct corporation, or to which it was or is entitled, and the secretary and financial agent of said board of commissioners shall have all the powers which are invested in the receiver and back tax collector by section 4 of the act passed March 13, 1879, chapter 92, and the amendments thereto, and may use all the means therein prescribed for the collection of such back' taxes, and such moneys when collected shall be paid over to the treasurer of said board of commissioners, subject to the order of the president of said board as hereinafter prescribed.

Commissioners
assume charge.

Power to col-
lect back taxes

SEC. 2. *Be it further enacted,* That it shall be the duty of said board of commissioners to ascertain the amount of the indebtedness of the extinct corporations composing their respective districts, and the value of the taxable property of the same, and make an estimate of the approximate amount of revenue that will be derived from the taxes levied on said property, and on merchants and privileges in their respective districts, by the law, and estimate what will be realized from the assets of the extinct corporation, and said commissioners shall have power to settle and compromise said indebtedness with the creditors of said extinct corporation and fund the same by the issuance of the bonds or obligations of their taxing district for such an amount and at

Estimate of
assets.

Power to com-
promise bonds.

such a rate of interest, that one-third of the net proceeds of the taxes levied by law for taxing districts of the second class in the State, and the assets of said extinct corporation, will pay the annual interest on the same, and create a sinking fund sufficient to liquidate the principal in thirty years; and the assets of said extinct corporation and the one-third part of the net proceeds of the taxes levied by law for the use of said taxing district of the second class, are hereby set apart for the purpose of paying the interest on such funding bonds or obligations and for such sinking fund.

Interest.

Sinking fund.

Compromise Bonds.

SEC. 3. *Be it further enacted*, That when said commissioners shall have effected a compromise with the creditors of such extinct corporation, or with those holding the larger amount of the claims against the same, and shall have agreed upon the amount to be paid, they may issue the bonds of such taxing districts for the amount so agreed upon in such sums as may be agreed, with coupons annexed for the interest, said bonds being made payable to bearer thirty years after date, redeemable at the pleasure of the said commissioners, signed by the secretary and financial agent, and endorsed across the face by the treasurer; or they may give obligation in such other form as the parties may agree, or they may endorse the terms on the old obligations, and whenever they issue new obligations they shall take up and cancel the obligation of the extinct corporation.

Claims, how funded.

SEC. 4. *Be it further enacted*, That creditors of such extinct corporations may, at any time after this act shall take effect and after the organization of the board of commissioners of the taxing district of the town or city composing such extinct corporation, present their claims to said commissioners to be funded. But said commissioners shall not fund any until one-half or more of the debt shall have been presented, but after one-half or more shall have been presented they may fund others as they are presented until all the obligations of such extinct corporation are taken up. But said commissioners are hereby expressly forbidden from issuing any bonds, scrip, or other evidences of indebtedness except in satisfaction or renewal of valid debts existing against such corporation at the time it became extinct.

SEC. 5. *Be it further enacted*, That the act passed March 13, 1879, chapter 92, except the 4th section thereof, is declared not to be applicable to taxing districts of the second class.

SEC. 6. *Be it further enacted*, That this act shall take

effect from and after its passage, the public welfare requiring it.

Passed April 20, 1882.

GEO. H. MORGAN,

Speaker of the Senate.

H. B. RAMSEY,

Speaker of the House of Representatives.

Approved April 24, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER VII.

AN ACT to change the time of holding the Chancery Court of Macon county and the Circuit Court of Clay county.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That the Chancery Court of Macon county shall hereafter be held on the second Monday in November, instead of on Thursday after the second Monday in October, as now provided by law, and all process shall be returnable accordingly. The act of March 19, 1881, chapter 17 of the published Acts of 1881, is amended so as to conform to this act.

Macon Chancery Court.

SEC. 2. *Be it further enacted,* That the Circuit Court of Clay county shall hereafter be held on the first Monday in October, instead of the first Tuesday after the fourth Monday in September, as now provided by law, and the act of March 31, 1881, chapter 92 of the published Acts of 1881, is amended so as to conform to this act, and all process in said court shall be returnable accordingly.

Clay Circuit Court.

SEC. 3. *Be it further enacted*, That all laws and parts of laws in conflict with this act be and the same are hereby repealed.

Passed April 24, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 24, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER VIII.

AN ACT to amend An Act passed March 19, 1875, entitled "An Act to provide for the organization of corporations, and to provide for the incorporation of Co-operative Associations.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That an act entitled an act to provide for the organization of corporations, passed March 19, 1875, be so amended as to embrace co-operative associations, and allow them the privilege of buying and selling any agricultural products, and dealing in merchandise.

Act of 1875
amended.

SEC. 2. *Be it further enacted*, That the form of charter of a co-operative association shall be as follows:

STATE OF TENNESSEE—CHARTER OF INCORPORATION.

Be it known, that (here insert the names of seven or more persons not under the age of twenty-one years) are hereby constituted a body politic and corporate by the name and style of (here insert the name of the company). The general powers, etc., of said corporation are (here insert section 5 of the act of 1875, chapter 142, except the words "buy and sell any agricultural

products, deal in merchandise.") The said corporation shall have the power to deal in goods, wares, and merchandise, wholesale and retail, upon paying license and taxes, as others engaged in like business, and taxes incidental to corporations. ^{Powers.}

SEC. 3. *Be it further enacted*, That the charter of the companies provided for by this act shall be obtained in the manner pointed out under the act of 1875, chapter 142. ^{Charter obtained.}

SEC. 4. *Be it further enacted*, That nothing in this act shall be so construed as to authorize under its provisions the selling or giving away intoxicating liquors that is now prohibited under existing laws. ^{Liquor laws not changed.}

SEC. 5. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 20, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 24, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER IX.

AN ACT to authorize the City of Clarksville to levy and collect additional taxes for school purposes.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the City of Clarksville is hereby authorized and empowered to levy and collect a tax, not exceeding two-tenths (2-10) of a cent upon the hundred dollars' worth of property, and one dollar on polls, for School Purposes; and that so much of an act passed March 19th, 1860, entitled "An Act to incorporate the town of Middleburg, and for other purposes," in conflict with this act, be and the same is hereby repealed.

SEC. 2. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 21, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 24, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER X.

AN ACT to amend the charter of the Ripley Male Academy and enlarge the powers of the Trustees.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Trustees of the Ripley Male Academy, situated at Ripley in Lauderdale county, be and they hereby are authorized and empowered, to turn over, transfer and convey to the Trustees of Lauderdale Institute, any or all of the property now owned by the said Ripley Male Academy, including the school building and the lot of land on which it stands near the town of Ripley.

Property
transferred.

SEC. 2. *Be it further enacted*, That any and all of such property, so turned over and conveyed to the Trustees of said Lauderdale Institute, shall be used by them for school purposes within the civil district in which said town of Ripley is situated.

Use of Prop-
erty.

SEC. 3. *Be it further enacted*, That section 4, chapter 1, of the private acts of 1868-9, passed November 12, 1868, entitled "An Act to incorporate Pleasant Hill Academy, and for other purposes," and sections 6 to 11 inclusive, of an act entitled "An Act to distribute the Academy moneys, and for other purposes," passed January 27, 1840; and an act entitled "An Act to incorporate Fulton Academy, in DeKalb county," passed

Acts amended.

January 17, 1838; be and the same are hereby so amended and modified as to be consistent with the provisions of this act, but such change not to affect any other than the said Ripley Male Academy.

SEC. 4. *Be it further enacted*, That this act take effect from its passage, the public welfare requiring it.

Passed April 20, 1882.

GEO. H. MORGAN,

Speaker of the Senate.

H. B. RAMSEY,

Speaker of the House of Representatives.

Approved April 24, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER XI.

AN ACT to amend section 4564 of the Code, in relation to the compensation of Sheriff for summoning juries.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That section 4564, of the Code, be so amended that the Sheriff shall be allowed to demand and receive for summoning jurors of a regular *venire*, fifteen cents from the county for each juror summoned; and of a special *venire*, five cents for each juror summoned.

SEC. 2. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 20, 1882.

GEO. H. MORGAN,

Speaker of the Senate.

H. B. RAMSEY,

Speaker of the House of Representatives.

Approved April 24, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER XII.

AN ACT to repeal section 32 of An Act passed April 6, 1881, approved April 7, 1881, entitled An Act to defray the current expenses of this General Assembly, and to defray the current expenses of the State Government for the next two years.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That section 32 of the act named in the above caption, being the section of said act that appropriates one million one hundred and thirty-five thousand dollars to pay the interest on the State debt, be and the same is hereby repealed.

SEC. 2. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 24, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved April 15, 1882.

ALVIN HAWKINS,
Governor.

CHAPTER XIII.

AN ACT to provide for the appointment of Commissioners to examine and report to the next session of the General Assembly the costs, etc., of removing the present, and rebuilding a penitentiary.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Governor be and is hereby authorized and directed to appoint three Commissioners, one from each Grand Division of the State,

Three commissioners.

whose duty it shall be to consider the expediency and ascertain the costs of removing the penitentiary from the limits of the city of Nashville.

SEC. 2. *Be it further enacted*, That if in the opinion of said Commissioners, the removal of the penitentiary is advisable and expedient, it shall be their duty to recommend a new location, and may advertise for proposals in one newspaper in each of the Grand Divisions of the State. Commissioners may advertise.

SEC. 3. *Be it further enacted*, That it shall be the duty of said Commissioners to ascertain the costs of erecting a new penitentiary building at another place, to be selected by them, and also what the present buildings, grounds and property of every kind belonging to the State can be sold for, and make a report to the next General Assembly, giving all the information that may be necessary to enable that body to legislate intelligently and properly upon this important subject. Information desired.

SEC. 4. *Be it further enacted*, That each of said Commissioners shall receive for his services the sum of one hundred and fifty dollars, to be paid out of the Treasury upon the warrant of the Comptroller, upon the filing of an itemized account. Compensation.

SEC. 5. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 24, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 25, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER XIV.

AN ACT to amend the Act of 1881, Chapter CLXXI, entitled An Act to provide more just and equitable laws for the assessment and collection of revenue for State and county purposes, and to repeal all laws now in force whereby revenue is collected from the assessment of real estate, personal property, privileges, and polls.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That section 59 of an act entitled *Sec. 59 of Acts of 1881, repealed.* "An Act to provide more just and equitable laws for the assessment and collection of revenue for State and county purposes, and to repeal all laws now in force whereby revenue is collected from the assessment of real estate, personal property, privileges and polls," passed April 6, 1881, and approved April 7, 1881, Chapter CLXXI of Acts of 1881, be and the same is hereby repealed, and that the following be enacted:

SEC. 2. *Be it enacted by the General Assembly of the State of Tennessee*, That the compensation of county trustee for receiving and paying over to the rightful authorities all moneys received by him shall be six per centum on all sums up to ten thousand dollars, and four per centum on all sums above ten thousand and up to twenty thousand dollars, and a commission of two per centum on all other sums. *Provided*, that in computing the compensation of the trustee all funds, State and county, shall be taken together and estimated as one, and each shall pay their respective proportion of the above commissions on all sums of money received by said trustee for said State and county and corporation, and all corporations where the taxes are collected by the county trustee. *Provided further*, that the school fund shall not be included. *Provided further*, that at the time of settlement with the Comptroller of the Treasury and the county trustee, and the computation of commissions on collections that said trustee shall furnish the Comptroller with a certified statement from the judge or chairman of his County Court, showing the amount actually collected by him and paid into the county treasury. *Provided further*, that the trustee shall not be entitled to any commissions on sums turned over to him by his predecessor in office.

Compensation in sums under \$10,000.

\$10,000 to \$20,000.

Manner of computing.

School fund not included.

SEC. 3. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 24, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved April 25, 1882.

ALVIN HAWKINS,
Governor.

CHAPTER XV.

AN ACT to amend An Act entitled "An Act to provide more just and equitable laws for the assessment and collection of revenue for State and county purposes, and to repeal all laws now in force whereby revenue is collected from the assessment of real estate, personal property, privileges and polls.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That section 42 of an Act passed April 6, 1881, entitled "An Act to provide more just and equitable laws for the assessment and collection of revenue for State and county purposes; and to repeal all laws now in force, whereby revenue is collected from the assessment of real estate, personal property, privileges and polls," be so amended as to read in the third line, "the second Monday of September," instead of "the first Monday of July."

SEC. 2. *Be it further enacted*, That section 54, in the second and third lines, the word "November" be stricken out, and "January" inserted in its stead.

SEC. 3. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 24, 1882.

H. B. RAMSEY,
Speaker of the House of Representatives..

GEO. H. MORGAN,
Speaker of the Senate.

Approved April 24, 1882.

ALVIN HAWKINS,
Governor.

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CHAPTER XVI.

AN ACT to amend an act entitled An Act declaring the mode and manner of valuing the property of a railroad company for taxation, passed March 20, 1875, also to amend an act entitled "An Act to amend an act entitled An Act declaring the mode and manner of valuing the property of a railroad company for taxation, passed March 20, 1875, and to adjust the rights of the State and railroads in Tennessee under the decision of the Supreme Court, holding that the 11th section of said act is unconstitutional," approved March 20, 1877; also to amend an act entitled "An Act to amend an act passed 20th March, 1875, entitled An Act to declare the mode and manner of valuing the property of railroad companies for taxation," approved April 5, 1881.

Manner of
assessing R. R.
property.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That all the property, hereinafter termed distributable property of all the railroad companies owning or operating railroads in this State, shall continue as heretofore, to be assessed for the purposes of State, county and municipal taxation by the railroad tax assessor for the State at large, appointed by the Governor. And all other property, real, personal and mixed, of said railroad, hereinafter termed localized property, shall be assessed for all taxes, State, county and municipal, by the county assessor and the assessors of municipal corporations, under whose charter they have the right to assess property for taxation. Assessments of railroad property shall be made in the manner pre-

scribed by this act and the acts amended by it, except in so far as the amended acts have been declared unconstitutional by the Supreme Court.

SEC. 2. *Be it further enacted*, That the road-bed of a railroad shall include all side tracks, switches, bridges and trestles, and the ties, rails and fastenings, and super-structure of every kind. Road-bed, etc.

SEC. 3. *Be it further enacted*, That the road-bed, rolling stock, franchise, choses in action, and personal property of a railroad company having no actual situs, shall be known as its distributable property, and shall be valued by said assessors separate from the other property of the company, and after having ascertained the total value of such distributable property, where-soever situated, whether within or without the State, and after having deducted from its value one thousand dollars, they shall divide the remainder by the number of miles in the entire length of the road, and the result shall be the value per mile of such distributable property of such company for the purpose of taxation; and the value per mile of such distributable property, as so ascertained, shall be multiplied by the number of miles in the State, and the product thereof shall be the sum to be taxed to such company upon such distributable property for State purpose; and the value per mile, as so ascertained, shall be multiplied by the number of miles or fractions thereof, in each county and incorporated city or town through which the road passes, and the products shall be the sums to be taxed upon such distributable property by said counties, towns and cities respectively. Distributable
property—val-
ued.

SEC. 4. *Be it further enacted*, That the depot buildings, yards, grounds and other property, real, personal and mixed, having an actual situs, shall be known as the localized property of such railroad, and shall be valued by the county assessors and city assessors of the several districts and wards in which such property is situated, in the same manner and upon the same principles that govern the assessment of similar property owned by individuals, and it shall be valued by said county assessors and city assessors in the respective counties, towns and cities in which it is located. The State shall be entitled to a tax upon all such localized property, the counties, towns and cities shall be entitled to a tax upon the value of all such localized property as is situated within their respective limits. Localized
property—val-
ued.

SEC. 5. *Be it further enacted*, That the cash value of

Exemptions.

the individual shares shall not be deducted from any of said valuation, nor shall any railroad company have any exemption, except one thousand dollars, it being the exemption allowed to the other taxpayers of the State.

Assessments.

SEC. 6. *Be it further enacted*, That all valuations or assessments which may have been made by county, district or ward assessor for the year 1882, shall be superseded by the assessment herein provided for. And the chairmen or judges, of the several county courts, shall cause the localized property to be assessed, by the district and ward assessors appointed for the present year, or others appointed by the chairman or judge in place of any when vacancies have occurred. And in cases in which there shall be a failure to assess such property, under this act, it shall be assessed by the trustee or tax-collector, as in other cases of omission. Assessments to be made by the county assessors, under this act, shall be made by the assessor, and acted on by the board of equalization, by the first Monday in June, 1882, or as soon thereafter as practicable.

Schedule submitted to State Board of Assessors.

* SEC. 7. *Be it further enacted*, That it shall be the duty of the clerk of the County Court of each county, wherein the assessors of any district or ward shall have made assessments of any localized property of any railroad company, as herein before provided, to make out and forward to the comptroller, on or before the 1st day of May in each year, a full and complete schedule and a list of such localized property so assessed by such district or ward assessors, and these lists and schedules shall be submitted by the comptroller to the State Board of Railroad Tax Assessors for the State at large, together with the reports filed by the railroad companies.

SEC. 8. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 26, 1882.

GEO. H. MORGAN,

Speaker of the Senate.

H. B. RAMSEY,

Speaker of the House of Representatives.

Approved April 26, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER XVII.

AN ACT to authorize the Superintendent of Public Instruction to employ a Clerk.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That section 4th of an act entitled "An Act to establish and maintain a uniform system of Public Schools," passed March 3, 1873, be and the same is hereby so amended, that the State Superintendent of Public Instruction be and is hereby authorized and empowered to employ a clerk to assist him in his official duties. State Supt.
authorized to
employ clerk.

SEC. 2. *Be it further enacted*, That the salary of said clerk shall be five hundred dollars per annum, which amount shall be paid to the clerk in quarterly payments, out of the school fund in the treasury, by the Treasurer of the State on the warrant of the Comptroller. Salary.

SEC. 3. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 25, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved April 26, 1882.

ALVIN HAWKINS,
Governor.

CHAPTER XVIII.

AN ACT to amend An Act passed March 23, 1881, entitled "An Act to regulate the working and laying out of public roads.

Commissioners shall serve one term.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That section one of an act entitled "An Act to regulate the working and laying out of public roads," passed March 23, 1881, be so amended that commissioners elected by the quarterly court shall serve at least one term, and any person subject to highway labor, who shall fail or refuse to serve when served with notice of appointment, shall be guilty of a misdemeanor, but for good cause shown the quarterly court may receive the resignation of any commissioner when tendered in writing, giving the reason for resigning, and no person shall be compelled to serve more than one in three consecutive terms.

Length of road to each overseer.

SEC. 2. *Be it further enacted*, That section twelve of said act be so amended that commissioners shall have discretion as to the length and number of sections of road an overseer shall have charge of, and an overseer shall be required to serve at least one year, unless released or dismissed by the commissioners, and any person subject to highway labor who shall fail or refuse to serve as overseer when notified by the district clerk of his appointment shall be guilty of a misdemeanor, but no person shall be compelled to serve more than two in any five consecutive years. *Provided*, that no overseer shall be released until he returns his order of appointment and accounts for all tools under his charge.

Overseer to return tools before release.

Private roads made "third class roads."

SEC. 3. *Be it further enacted*, That said act be so amended that when the words "private roads" are used the words "third class roads" shall be substituted, and that section eleven be so amended as to apply to third class roads, and section fifteen be amended so that commissioners when they deem it best may appoint overseers over third class roads, and have them worked as provided for second class roads except as to width.

SEC. 4. *Be it further enacted*, That said act be so amended that it shall not be construed to change the duties and powers of the County Courts to make appropriations to build bridges, and other necessary work, or

to pay damages certified by the commissioners as being necessary, but too costly to be paid for out of the road tax.

SEC. 5. *Be it further enacted*, That section 36 of said act be so amended that before the commissioners shall receive pay for extra services they shall itemize their accounts showing when, where and in what way their services were rendered, and it shall be the duty of the chairman to require other proof than their affidavit when any question as to the correctness of any account is brought to their notice.

Commissioners
to itemize their
accounts.

SEC. 6. *Be it further enacted*, That said act be so amended that the County Judge or Chairman shall fill all vacancies for commissioners, and have full jurisdiction of all cases under said act, except when the quarterly court is expressly named.

County Judge
to fill vacancies.

SEC. 7. *Be it further enacted*, That section 23 of said act be so construed that overseers shall be required to work all the hands upon their roads at the same time, unless otherwise ordered by the commissioners.

Overseers to
work all hands
at same time.

SEC. 8. *Be it further enacted*, That section 14 of said act be so amended that all petitions to open, change or close a road, shall be made in writing signed by the petitioners, and notice shall be given to all interested parties whether the road be in one or more districts, and any person aggrieved by the action of the commissioners in locating, laying off, closing or discontinuing, or in refusing to locate, lay off, close or discontinue any road, or in the assessment of damages, may file an exception to the report before confirmation of the same by the County Court, upon which the court shall hear any evidence introduced by either party, and confirm, disallow or modify the report, or refer the same back to the commissioners, any party aggrieved may appeal from the action of the County Court to the Circuit Court, but such parties either filing exceptions or appealing from the action of the County Court shall give bond and security for all costs and damages that may be adjudged against them; but the commissioners may prosecute an appeal officially without giving bond in cases deemed by them for the public good.

Petition to
open or change
roads.

Exceptions
filed for griev-
ances.

Appeals from
action of Coun-
ty Court.

SEC. 9. *Be it further enacted*, That the County Courts shall furnish each district clerk in their counties with twenty copies of this act.

SEC. 10. *Be it further enacted*. That all laws and parts of laws in conflict with this act be repealed, and

that this act shall take effect from and after its passage, the public welfare requiring it.

Passed April 25, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved April 26, 1882.

ALVIN HAWKINS,
Governor.

CHAPTER XIX.

AN ACT to amend An Act entitled "An Act to provide for the protection of permanent endowment funds of literary and charitable institutions, and funds held for educational purposes, passed April 1, 1881, and to allow orphan asylums who owned bonds of the State of Tennessee, prior to January 1, 1881, to take advantage of the benefits and provisions of said act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That all orphan asylums of this State, being at the present time the "*bona fide*" holder and owner, of any bonds legally issued by this State upon which interest was paid the 1st of January, 1881, shall have the right to surrender said bonds to the Secretary of State for cancellation, and to receive in lieu thereof the certificate of indebtedness of the State, as provided for in the act passed April, 1, 1881, and interest shall be paid on the same as provided for in said act. *Provided*, that the bonds of any such institution shall not exceed five in number.

SEC. 2. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.
Passed April 25, 1882.

H. B. RAMSEY,
Speaker of the House of Representatives.

GEO. H. MORGAN,
Speaker of the Senate.

Approved April 25, 1882.

ALVIN HAWKINS,
Governor.

CHAPTER XX.

AN ACT to provide measures of relief for the destitute poor of this State rendered so by the drought and the recent overflows.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the County Courts of this State are hereby granted the power to provide measures of relief for the destitute poor of this State, by borrowing money or issuing county warrants or bonds at a rate of interest not to exceed six per cent per annum, not to exceed seven thousand dollars for any county, the present laws for providing for the poor being deemed inadequate to meet the present demands on account of the severe drought of 1881 and the recent overflows.

SEC. 2. *Be it further enacted*, That in the various counties where such destitution exists, upon the passage of this act, the judge or chairman may convene the Quarterly County Court, issuing a call to the justices composing the next quarterly term, and causing them to be notified by the sheriff. Should the judge or chairman in any county, either from want of knowledge of the necessity of such call, or other cause, fail to call said court as aforesaid, upon the petition of nine justices of the county, he shall be required to make the call, the court to convene within five days from the issuance of the call.

SEC. 3. *Be it further enacted*, That in order to secure the ends and carry out the provisions of the first section of this Act, the Quarterly Court, when thus convened, shall have all the power of the same sitting in regular term, and shall have power to provide for those in want without committing them to the county asylum for the poor, as now provided by law. The court shall have power to levy a special tax, not to exceed thirty cents on the one hundred dollars worth of taxable property, and may make such appropriation of the county privilege tax and other county funds as is deemed proper for the purposes aforesaid.

SEC. 4. *Be it further enacted*, That the courts aforesaid shall have power to appoint an agent or agents to make purchases and distribute supplies, who shall give such bonds as the court may require, and take an oath

Compensation
of agents.

or affirmation faithfully to perform the duties required of them. Such agents shall receive such compensation as shall be allowed by the County Court aforesaid. The said courts shall also have power, and it shall be their duty, to make all needed regulations and restrictions, so as to secure the ends sought, and prevent imposition upon the public by unworthy objects of charity.

Certificates for
supplies furnished.

SEC. 5. *Be it further enacted*, That counties furnishing relief under this Act, may, when deemed expedient and proper, take certificates or obligations of indebtedness to the county from persons furnished with supplies, payable upon such terms and conditions as the court may direct. Persons accepting relief under this section shall liquidate such obligation when due, and the same shall go to the common county fund, or to the payment of debt incurred by the county under this act. The county may collect debts created under this section by suit by the trustee for the use of the county as individual debts are collected.

Collection by
suit.

Obligation of
trustee for
money borrowed.

SEC. 6. *Be it further enacted*, That should counties borrow money, as authorized in this Act, the trustee shall execute an obligation therefor in his official capacity, upon such terms as may be agreed upon with the person loaning under orders of the court, and such obligation shall be a charge upon the county, and if not liquidated when due, the creditor shall have a right to a judgment for his debt in the Circuit Court of his county by suit against the county, by motion, five days notice of the same having first been served upon the trustee and judge or chairman of the County Court. Upon the rendition of such judgment the County Court shall provide by special tax, if necessary, for its liquidation. Before receiving any money under this Act the trustee shall execute bond, as now required by law as to other funds for the faithful disbursement of the same under the orders of the County Court, and he shall receive such compensation for receiving and disbursing said fund as may be allowed him by the County Court, not to exceed one-fourth the compensation now allowed by law for receiving and disbursing other county funds.

Judgment
against the
county.

Time limited.

SEC. 8. *Be it further enacted*, That the counties availing themselves of the provisions of this Act shall do so during the year 1882.

Submit to the
people.

SEC. 7. *Be it further enacted*, That before any bonds are issued under the provisions of this Act, the question shall be submitted to the people for ratification or rejection at the ballot-box, and the assent of three-fourths

of the votes cast as required by the Constitution of the State.

SEC. 9. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed April 20, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved April 26, 1882.

ALVIN HAWKINS,
Governor..

CHAPTER XXI.

AN Act to amend An Act entitled "An Act to amend section 1898a, of Thompson & Steger's revised edition to the Code of Tennessee, and regulate the charges of warehouses on sales of tobacco," passed March 27, 1879.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Act, title above quoted, passed March 27, 1879, be and is hereby repealed.

SEC. 2. *Be it enacted by the General Assembly of the State of Tennessee*, That section 1898a of Thompson & Steger's revised edition to the Code of Tennessee be and is hereby restored to the Code of Tennessee as part of the tobacco law, the said section reading as follows, viz.: "1898a. The compensation of warehouse keepers for receiving, storing, inspecting, coopering and selling tobacco shall be as follows, viz: for each hogshead of tobacco, receiving and weighing, 50c; storage, inspection and cooperage, \$1.00; weighing, 25c; auctioneer's fees, 25c; for selling, rendering account of sales, collecting the money and paying over, \$1.00, and one per cent commission on proceeds of sales; for storage for one year or less, to be paid by the purchaser, \$1.00.

Compensation
for handling
tobacco.

SEC. 3. *Be it further enacted*, That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed April 25, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved April 26, 1882.

ALVIN HAWKINS,
Governor..

CHAPTER XXII.

AN ACT authorizing the State Librarian to employ an Assistant Librarian.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the State Librarian be, and is hereby authorized and empowered to employ a competent and suitable person as an Assistant Librarian, who shall receive as compensation for services as said Assistant Librarian the sum of five hundred dollars per annum, to be paid out of the State treasury.

SEC. 2. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 25, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved April 26, 1882.

ALVIN HAWKINS,
Governor.

CHAPTER XXIII.

AN ACT for the relief of Charles H. Park, Trustee of Greene County.

WHEREAS, On the night of Oct. 15, 1881, burglars entered the office of Chas. H. Park, Trustee of Greene county, and drilled a hole into the combination lock of his iron safe, and stole therefrom seven hundred and fifty-one dollars and five cents (\$751.05) of revenue belonging to the State of Tennessee, and also the sum of seventeen hundred and sixty-three dollars and ninety-four cents, (\$1,763.94) State School Fund, therefore,

SECTION 1, *Be it enacted by the General Assembly of the State of Tennessee*, That the Comptroller of the Treasury be and is hereby instructed to credit the said Chas. H. Park, Trustee of Greene county, in his settlement for the year 1881, with said sum of seven hundred and fifty-one dollars and five cents (\$751.05).

SEC. 2. *Be it further enacted*, That the authorities authorized and empowered under the law to make settlement with said Chas. H. Park in Greene county, for and on account of "State School Fund" received and collected by him, are hereby authorized and directed to credit said Chas. H. Park, on settlement with him for "State School Fund," with said sum of seventeen hundred and sixty-three dollars and ninety-four cents (\$1,763.94).

SEC. 3. This act to take effect from and after its passage.

Passed April 24, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 26, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER XXIV.

AN ACT to appropriate five hundred dollars for additions to the "State Library."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That five hundred dollars are hereby appropriated to make additions to the "State Library," and the Comptroller is directed to issue his warrants for this amount upon the orders of the "Board of Commissioners" to superintend and control the Library of the State.

SEC. 2. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 25, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 26, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER XXV.

AN ACT to pay Military Companies for services rendered upon requisition of the Governor of the State.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Comptroller be and is hereby authorized to issue his warrant upon the Treasurer of the State, payable to the treasurer each of the

Rock City Guards, Burns Artillery, Porter Rifles, Howard Reserves, and Knoxville Rifles, for the following amounts for services rendered by said companies upon the requisition of the Governor of the State to wit:

Rock City Guards.....	\$206 50.
Burns Artillery.....	60 00
Porter Rifles.....	114 00
Howard Reserves.....	120 00
Knoxville Rifles.....	112 00

Said sums being allowed upon a basis of \$3.00 per day to the officers, and \$2.00 per day to the privates performing the service specified.

SEC. 2. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 25, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 26, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER XVI.

A bill for the correction of errors made in the account of Ewings Baker, Revenue Collector, of Campbell county.

SECTION 1. *Re it enacted by the General Assembly of the State of Tennessee.* That the Comptroller be, and he is hereby authorized to allow a credit to Ewings Baker, former Revenue Collector, of Campbell county, for any errors that may be found in the computation of interest, and damages in the judgment obtained in favor of the State against said Baker.

SEC. 2. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 25, 1882.

H. B. RAMSEY,
Speaker of the House of Representatives.
GEO. H. MORGAN,
Speaker of the Senate.

Approved April 27, 1882.

AVIN HAWKINS,
Governor.

CHAPTER XXVII.

An Act to apportion the Representatives of the State of Tennessee in the Congress of the United States.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the counties of Johnson, Carter, Sullivan, Washington, Unicoi, Hawkins, Greene, Hamblen, Hancock, Claiborne, Cocke and Grainger, shall compose the first Congressional district of this State.

The counties of Jefferson, Union, Sevier, Blount, Knox, Loudon, Roane, Anderson, Morgan, Campbell and Scott, shall compose the Second Congressional District of this State.

The counties of Monroe, Polk, Bradley, Hamilton, James, McMinn, Bledsoe, Sequatchie, Marion, Grundy, Van Buren, White and Warren, shall compose the Third Congressional District of this State.

The counties of Sumner, Wilson, Macon, Trousdale, Smith, DeKalb, Clay, Jackson, Putnam, Overton, Fentress and Pickett, shall compose the Fourth Congressional District of this State.

The counties of Cannon, Coffee, Franklin, Lincoln, Moore, Marshall, Bedford and Rutherford, shall compose the Fifth Congressional District of this State.

The counties of Davidson, Robertson, Cheatham,

Montgomery, Stewart, Humphreys and Houston, shall compose the Sixth Congressional District of this State.

The counties of Williamson, Maury, Giles, Lawrence, Wayne, Lewis, Hickman and Dickson, shall compose the Seventh Congressional District of this State.

The counties of Henry, Benton, Perry, Decatur, Hardin, McNairy, Henderson, Madison and Carroll, shall compose the Eighth Congressional District of this State.

The counties of Weakley, Gibson, Crockett, Haywood, Lauderdale, Dyer, Obion and Lake, shall compose the Ninth Congressional District of this State.

The counties of Hardeman, Fayette, Shelby and Tipton shall compose the Tenth Congressional District of this State.

SEC. 2. *Be it further enacted*, That any new counties that may be made out of any part of the above counties shall vote with the counties from which they are taken until the next apportionment for Representatives in Congress is made by the General Assembly.

SEC. 2. *Be it further enacted*, That this act take effect on the first day of November, 1882, the welfare of the public requiring it.

Passed April 26, 1882.

GEO. H. MORGAN,

Speaker of the Senate.

H. B. RAMSEY,

Speaker of the House of Representatives.

Approved April 27th, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER XXVIII.

A Bill to be entitled An Act to provide for the more efficient collection of back taxes.

Back Tax Collectors.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That all back tax collectors appointed by the Comptroller, or Judge, or Chairman, of County Court, and agents or persons appointed by the State, or any officer of the State to collect back taxes, are hereby required out of the rents collected by them from any property bought in by the State in their possession, or under their control first to pay all current taxes on the same, State, county, municipal and taxing district, and whatever balance may remain shall be applied, first towards the payment of back taxes due the State and county, in preference to municipal taxes; and secondly to municipal or taxing district taxes.

Duties of County Agents

SEC. 2. *Be it further enacted*, That it is hereby made the duty of such county agents as soon as the time for redeeming lands sold at Circuit Court sales has expired, to take possession of the books showing such delinquent taxes on land sold for taxes, and at once, or as soon as practicable, apply to the clerks of the Circuit Court for a writ of possession and take immediate control of such delinquent property. It is hereby made the duty of the sheriffs in the various counties to execute such writs of possession when called on by the State and county agent, and to place such agent in actual possession of the property mentioned in the writ. The fees of the service will be the same as for the execution of other writ, and will be paid him by said agent at the time of its execution. This section shall apply to lands heretofore sold, and when the time for redemption has expired.

SEC. 3. *Be it further enacted*, That no injunction will be granted by any Judge, Chancellor or court against the execution of any such writ unless it shall be first shown to such Judge, Chancellor or court that the tax for which said land was sold has been fully paid and satisfied, together with all taxes due thereon prior to such sales.

SEC. 4. *Be it further enacted*, That if at any time it appears to any such back tax collector or agent that any property bought in by the State, under his control will

not in two years from the rents thereof pay current and back taxes it shall be his duty to cause a bill to be filed, as hereinafter provided, for the purpose of having said property sold for taxes; so also if any such back tax collector or agent shall be unable to collect back taxes from property which has been bought in by the State and is not in his possession; or shall be notified by the Comptroller of the State, Chairman of the County Court, or Mayor of a town or city, or President or other head of a taxing district, to proceed against such property by bill, it shall be his duty to cause a bill to be filed. Such bill shall be filed in the name of the State in all cases in which back taxes are due it without bond for cost, for its own use, and the use of the county, city, town taxing district in which said property shall be situated. Only one bill shall be filed against any one piece of property or against different pieces of delinquent property belonging to the same owner or owners. And to this end it shall be the duty of the officer or agent whose duty it is to cause said bill to be filed, to notify all other back tax collectors or agents of his intention so to do, giving a description of the property in the notice. After such notice no other bill shall be filed; but all other claims for back taxes on said property shall be filed by petition in the same cause within thirty days from the filing of the bill. And in order to give time for the filing of such petitions, no process shall issue or publication be made on such bill, until the expiration of thirty days from the filing thereof, so that process or publication may require an answer to all petitions as well as the bill. In any case in which back taxes are due the State as well as the county, municipality or taxing district, the bill shall be in the name of the State, and shall be filed and conducted by the attorney selected for that purpose by the Comptroller or his agent. But if the State has no back taxes due it on any particular property, the bill shall be filed in the name of the county, municipality or taxing district claiming the taxes by its authorized attorney or agent in behalf of itself and all other claimants of taxes. Petitions to be filed under this act may be filed by the attorney selected by the Chairman, or Judge of the County Court, Mayor of the municipality, President or other chief officer of taxing district. Bond for costs shall be given in all cases in which the State is not interested. It shall not be multifarious to include in the bill to be filed any number of delinquents owning different pieces of prop-

Filing of pe-
titions.

erty, and no bill shall be filed including less taxes in amount than three hundred dollars.

Bills to be filed
in the Chan-
cery Court.

SEC. 5. *Be it further enacted*, That all bills filed under the provisions of this Act shall be filed in the Chancery Court, and shall be conducted in accordance with the practice of said court to final decree, and the court shall make a decree to sell the property proceeded against for all taxes, interest and cost found due thereon, such decree giving the defendants the right to pay such taxes, interest and costs, and the costs of the cause into court within thirty days; and in default of such payment directing a sale of the property on a credit of not less than six months nor more than two years without redemption, after advertising, as required in other cases. The purchaser at such sale, after complying therewith, and paying all purchase money, shall be entitled to a decree vesting the title in him absolutely against the owner, and against all liens for taxes of any nature whatever which could have been presented in the cause. *Provided*, that in all counties having by the census of 1880, a population of sixty thousand or greater, the clerk of the Chancery Court shall be entitled to receive and collect for each item of service in suits for the collection of back taxes only one-half of what he is now allowed by law.

Disposition
of moneys de-
rived from sale

SEC. 6. *Be it further enacted*, That the money derived from such sale shall be appropriated, first, to the payment of the costs; secondly, to the payment of a fee not to exceed 10 per cent on the amount of the sale, or the amount paid into court by the defendants, to be divided among the attorneys conducting the cause, as to the court may seem proper; thirdly, to the State and county taxes in preference to others; and fourthly, to the municipal or taxing district taxes. The fee as herein provided shall be the only fee to be paid out of the proceeds of the sale; but any county, city, town or taxing district may pay such additional compensation as may be deemed proper to its own attorney. The proceeds of the sale due the State shall be paid by the clerk of the Chancery Court into the Treasury of the State, and that part due the county and municipality to the proper officer, who has the keeping of the revenue, the clerk taking duplicate receipt therefor, and the said clerk of the Chancery Court, upon the payment to him of any tax, shall certify to the back-tax collector, or other proper officer having charge of such collection, such payment, who shall enter such payment upon his books.

SEC. 7. *Be it further enacted*, That the Comptroller, or his agent, may cause bills to be filed under the provisions of this Act, in the name of the State, by such attorneys as he and the county judge or chairman may select, without leave of the attorney-general and without using his name.

SEC. 8. *Be it further enacted*, That when any property in arrears for taxes is in litigation, it may be proceeded against under the provisions of this Act, without awaiting the termination of such litigation. But if any party to such litigation will pay all taxes due, he shall be entitled to recover the same at the termination of the litigation, together with interest thereon; and shall have a lien on the property for the same, into whosoever hands it may come, to be enforced as in other cases of liens by bill in chancery.

SEC. 9. *Be it further enacted*, That in all cases in which bills may have been filed prior to the passage of this act, to subject any particular property either on behalf of the State, county, municipality or taxing district, to tax liens, no other bill shall be filed to subject the same property to any other taxes, but all other claims for taxes against the property shall be presented by petition in the cause, and only one decree of sale shall be made. And in cases in which different bills may have been filed heretofore to subject the same property to different tax liens, such bills shall at once be consolidated, and only one decree of sale made on the consolidated bills and petitions which may be filed therein; and all sales under this section shall, when complied with, vest the title in the purchaser, free from all tax liens of every nature which could have been presented in the cause.

SEC. 10. *Be it further enacted*, That any causes now pending instituted by former revenue commissioners, agents or attorneys of the State, will be proceeded with under the direction and control of said agents, who will file petitions in such causes, reviving same in the name of the State, and will include therein all taxes due on the property embraced therein up to the date of filing said petitions, and said causes will be prosecuted and conducted to final decree in the same manner as other causes provided for herein.

SEC. 11. *Be it further enacted*, That this act shall not apply to the collection of taxes due to extinct municipalities, excepting always the provisions herein that all suits for back taxes shall be brought in one suit, and that for the sale of property in such suits shall so apply.

SEC. 12. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 26, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved April 27, 1882.

ALVIN HAWKINS,
Governor.

CHAPTER XXIX.

AN ACT to amend the Act of 1881, Chapter CXXIII, passed April 6, 1881, entitled An Act to provide for the settlement of the indebtedness of the extinct municipality of the city of Memphis.

How to settle
the valid in-
debtedness.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That section 1 of the Acts of Tennessee, Chapter CXXIII., passed April 6, 1881, be and the same is hereby repealed, and the following substituted therefor. The extinct municipality of the city of Memphis, and its successor, the Taxing District of Shelby county, is hereby authorized and empowered to arrange and settle its valid indebtedness, or any part thereof, whether the same be evidenced by bonds due or not due coupons, debts due on judgments, or any legal indebtedness arising from any source whatever; said arrangement or settlement to be upon the basis of fifty-five cents in the dollar on the face, or par value and interest of any judgment against said extinct municipality, outstanding and unpaid, and fifty cents in the dollar for any other species or kind of indebtedness; and in fixing the amount to be funded or settled, interest shall be calculated on judgment from the date of judgment, and upon other indebtedness from the date of its maturity. *Provided*, that no part of said indebtedness shall be funded, and no additional force or value

shall be given to the bonds or coupons due, or to become due, issued under the act passed March 14, 1877, known as the "Flippin Compromise Bonds," and no expense under this act shall be incurred until the owners of two-thirds of all the indebtedness of such extinct municipality, not in litigation, adjudged valid by the legislative council of said taxing district, together with the owners of one-third of all such indebtedness in judgment or litigation shall have applied to have funded and filed proper evidences of their said claims against said extinct municipality, to be funded into the bonds herein provided for. *And provided further*, that no owner of any part of said indebtedness which is not funded before the first day of July, 1883, shall be entitled to or allowed the benefit of this act, but on such date all funding under this act shall cease, excepting always that any of said indebtedness, whose validity is denied and contested in the courts at that date by said legislative council may be funded as herein provided within three years after said date, and not otherwise.

SEC. 2. *Be it further enacted*, That section 2, Chapter CXXIII, Acts of Tennessee, 1881, except in so far as the same is applicable to the levy, assessment and collection of the tax therein imposed, or as heretofore imposed for the year 1882, be and the same is hereby repealed, and that said section 2 be amended so as to read as follows: That the taxes heretofore levied and collected under the said Act for the year of 1882, and those levied for the year of 1882 and not yet collected, and the money on hand in possession of the back-tax collector of the city of Memphis, derived from what is known as tax for general expenses or city purposes, by whatever name designated, or any money which may be collected by such back-tax collector, or other parties authorized by law to collect said tax, shall be paid over to the President of the Taxing District of Shelby county to be used and applied towards paying the interest or coupons of the bonds to be issued under this act, and the coupons from the bonds of the city of Memphis, issued under Chapter X, of acts of March 14, 1877, maturing January 1, 1883, the interest to be paid on the bonds issued under act of 1877, Chapter X, and to be fixed on the new bonds at a rate not exceeding six per cent per annum, to be agreed upon between the creditors and the Legislative Council of the Taxing District of Shelby county, Tennessee. *Provided*, that the settlement of the indebtedness of said extinct municipality as authorized by this act, is excepted and

Taxes levied
collected and
uncollected.

ratified by the Legislative Council of the Taxing District of Shelby county, in the manner hereinafter provided for, and the bonds issued; but if this settlement is not accepted and ratified as aforesaid, and the debt funded as herein provided, then no payment is to be made, under this act, of the coupons on the bonds issued under the act of 1877, Chapter X.

SEC. 3. *Be it further enacted*, That section 2 of said act of 1881, Chapter CXXIII, be so amended that the levy of the tax therein made shall continue for two years, instead of until the extinguishment of the indebtedness as therein provided for.

SEC. 4. *Be it further enacted*, That section 4 of said act, Chapter CXXIII, passed April 6, 1881, be and the same is hereby repealed and the following substituted therefor, to wit: That upon the surrender of any bond or bonds with coupons attached which have not matured, or upon the surrender of any overdue or unpaid coupons or matured bonds heretofore issued by said city of Memphis, or upon the execution by any creditor of the acquittance of any legal debt owing by said city; the said Taxing District of Shelby county is hereby invested with full power and authority to issue, in its corporate name, a new bond or bonds, at the rates aforesaid, in exchange of the indebtedness so surrendered. That the bonds issued under this act shall be dated July 1, 1882, and payable thirty years after date, and shall be payable in sums \$1,000 or \$500 each, with coupons attached, for interest at a rate not exceeding six per cent per annum, to be agreed upon between the creditors and the legislative council of the Taxing District of Shelby county, payable in the city of New York, as heretofore stated; and said bonds and coupons to be signed by the President or other chief officer of the Taxing District, with the corporate seal affixed, and the bonds to be also signed by the Register, Clerk or Recorder of the Taxing District, and a registry of the date, number, amount, etc., of the bonds issued, as well as a registry of the date, number and amount of the bonds, coupons or other indebtedness surrendered for cancellation, shall be accurately kept and transcribed in the books of the corporation. And upon the surrender of the indebtedness, above stated, the Taxing District is hereby required to issue in exchange therefor the bonds as herein provided.

Bonds issued
under this act.

SEC. 5. *Be it further enacted*, That section 9 of said act of 1881, CXXIII, passed April 6, 1881, be and the

same is hereby repealed, and the following substituted therefor: That the bonds heretofore issued by the city of Memphis, under Act of Tennessee, Chapter X, passed March 8, 1877, and approved March 14, 1877, are hereby recognized to be the valid obligations of the Taxing District of Shelby county and its successor, and entitled to all the remedies against said Taxing District as are herein given and provided for the payment of the bonds and coupons issued under this act; *Provided*, however, that the settlement of said indebtedness, hereby authorized, is accepted and ratified by the legislative council of said Taxing District, as herein provided for, and not otherwise; *And provided further*, that nothing in this act shall preclude said Taxing District from resisting in the courts the validity of any of said bonds on the ground of fraud in the issuance thereof.

SEC. 6. *Be it further enacted*, That said act of 1881, Chapter CXXIII, be amended as follows: That an annual interest and sinking fund tax shall be levied and collected on all the taxable property of the Taxing District of Shelby county or its successor, by whatever name styled, including merchants' capital and all other taxable property or privileges, sufficient in amount to meet the maturing interest and coupons of the bonds issued under and recognized by this act, and to pay the bonds at maturity, and that this tax shall be faithfully applied to said objects which said tax shall be assessed, levied and collected, at the time and in the manner as all other taxes are collectable for said Taxing District or its successor, and subject to all like remedies and penalties as appertains to said corporation or its successor in the collection of its revenues, whether levied directly by the Legislature or by any corporate authorities of such corporation, or by the County Court of such county, or by or through any other agency, or in any mode whatsoever. Said interest tax, as collected, shall be paid over to the President or presiding officer of the Taxing District, or its successor, to be applied to the payment of coupons from said bonds as they mature, and these shall be appointed by the President and Board of Police and Fire Commissioners of Taxing District of Shelby county or its successor, three sinking fund commissioners, citizens of Shelby county; the first appointees, under this act, shall be for one, two and three years, as designated by the appointing power, and one every year thereafter, to whom the sinking fund tax shall be paid as collected for the purpose of enabling said commissioners to pur-

Interest and
sinking fund

Sinking fund
commissioners

chase said bonds at or before maturity. The President or other chief officer of the Taxing District, or its successor, shall be ex-officio a member of the board of sinking fund commissioners; the President or presiding officer and the sinking fund commissioners shall give bond and security for the faithful administration of their trust, in such amounts as the corporate authorities may require. The President or other presiding officer shall receive an amount not exceeding one thousand dollars for services in funding and issuance of the bonds provided under this act. The sinking fund tax herein provided not to commence until January 1, 1886. But the tax to be levied, to pay said bonds and interest, on the territory embraced in the Ninth and Tenth Wards of said Taxing District, as said wards existed when added to the original eight wards, shall not exceed one-fifth of said tax levied on the original eight wards.

SEC. 7. *Be it further enacted*, That sec. 3 of the Acts of Tennessee 1881, chap. 123, be and the same is hereby repealed; and sec. 5, of said act be amended by omitting or striking out the word "liquidating" in the third line of said section.

SEC. 8. *Be it further enacted*, That said Acts of 1881, chap. 123, be so amended as to require said board of sinking fund commissioners to elect one of their members secretary of said board of sinking fund commissioners.

SEC. 9. *Be it further enacted*, That sec. 6 of said Acts of Tennessee, 1881, chap. 123, be amended so as to omit and strike out from the sixth line of said section the word "liquidating," and be further amended by omitting all of said section after the word "board" in the fourteenth line of said section.

Coupons.

SEC. 10. *Be it further enacted*, The act of 1881, chap. 123, be amended as follows: That in consideration of the surrender on the part of the creditor of a portion of the debt owing to him from said corporation, it is expressly declared that the coupons attached to the bonds issued under this act, as well as the bonds heretofore issued under the acts of March 8, 1877, and approved March 14, 1877, entitled "An act to entitle municipal corporations to settle their indebtedness," being chap. 10 of said act, maturing subsequent to July 1, 1882, and also the bonds if not paid at maturity, shall be receivable at par by the taxing district, or its successor by whatever name known, in payment of all dues, taxes and assessments levied, imposed or assessed on all real

or personal estate, or in payment of any privilege, license, tax, or in payment of any debt or demand due to said taxing district or its successor, it being the intent of this act that any overdue or unpaid bonds or coupons as aforesaid shall always be receivable at par whensoever, by whomsoever, or on what account soever tendered, in satisfaction of all dues, taxes, charges, rates or assessments levied or imposed, and by whomsoever collected, received or levied, on persons, privileges or property, or in satisfaction of any other debt or demand due and owing to said corporation or its successor.

SEC. 11. *Be it further enacted*, That said act of Tennessee, 1881, chap. 123, be further amended as follows: That it shall be the duty of the president or other chief officer of the taxing district or its successor, at least thirty days preceding the meeting of each Legislature, to report to that body the rate of taxation necessary for raising the amount of revenue provided in this act. Rate of taxation.

SEC. 12. *Be it further enacted*, That the Acts of 1881, chap. 122, be amended as follows: That the taxing district or its successor is hereby authorized to fund the coupons of the bonds recognized by this act and issued under the act of 1877, chap. 10, aforesaid, falling due prior to July, 1882, at their face value, and interest since maturity, said bonds to be conditioned as the bonds heretofore authorized to be issued under this act, with like liens, rights and remedies to the owner or holder as is heretofore provided for the enforcement of the bonds issued under this act, and in all respects as these heretofore authorized by this act.

SEC. 13. *Be it further enacted*, That sec. 12 of the Acts of 1879, chap. 11, passed January 29, 1879, and approved January 31, 1879, only so far as the same is in conflict with this act, be and the same is hereby repealed and no further, and it is only intended by this act to confer upon the taxing district the power to issue bonds to the extent conferred in this act and no further.

SEC. 14. *Be it further enacted*, That sections 7 and 10 of the act of 1881, chapter 123, be and the same are hereby repealed, and section 8 of said act be repealed, and the following substituted for section 8: That the bonds and coupons issued under this act shall be substantially in the following form:

UNITED STATES OF AMERICA—STATE OF TENNESSEE.

Bond issued for Funding and Compromising
the debt of the _____

No. —.

\$ —

Know all men by these presents, That the _____ acknowledges itself indebted and firmly bound to _____ or bearer in the sum of _____ dollars, in lawful money of United States, which sum the _____ promised and obligates itself to pay to bearer on the _____ day of _____ at the _____, with interest from the _____ day of _____ at the rate _____ per cent per annum, which interest shall be payable semi-annually on the presentation and delivery of the attached coupon at the _____. This bond issued under and in pursuance of and in conformity with an order and resolution of the _____, in the State of Tennessee, made under the authority of the Constitution of the State of Tennessee, and in accordance with the laws of Tennessee and an act of Legislature of Tennessee, passed _____ day of _____, 1882, entitled An act to amend an act of Legislature of Tennessee, Acts of 1881, chap. 123, passed April 6, 1881, entitled an act to provide for the settlement of the indebtedness of the extinct municipality of the city of Memphis, and the bonds and coupons hereto attached shall, after maturity, be receivable at par by said corporation or its successor in payment of all taxes and other dues due and owing to said municipality or its successor, and the faith and credit of the corporation is hereby pledged to the prompt payment of this bond and coupons attached.

Form of bond.

Coupons.

STATE OF TENNESSEE.

\$ —

_____ is indebted and promises to pay to bearer the sum of _____ dollars on the _____ day of _____ at the _____, being for six months interest on bond No. —, which coupon is, when due, receivable for all dues and taxes levied or to be levied for this corporation.

Form of coupon.

SEC. 15. *Be it further enacted,* That all acts or parts of acts heretofore passed, which are in conflict with the provisions of this act are hereby repealed.

SEC. 16. *Be it further enacted,* That no bonds be issued under this act unless the Legislative Council of the Taxing District of Shelby county shall, by ordinance

duly passed, authorize the same, and the commissioners appointed under the act of 1881, chapter 123, Legislature of Tennessee, shall continue to collect the revenue provided under said act of 1881 until the Legislative Council of the Taxing District shall by ordinance authorize the issuance of the bonds herein provided, at which time the commissioners appointed under the act of 1881 shall cease to exist, and pay over to the Legislative Council of the Taxing District all moneys collected thereunder for purposes designated under this act, and in the event the settlement of said indebtedness as in this act provided for, is not accepted and ratified by said Legislative Council, then the duties of said commissioners as set forth in the act 1881, chap. 123, shall continue, and in addition to the duties and powers of said commissioners in said act set forth, they shall be further authorized, with the funds received and to be received by them, to retire the indebtedness of the extinct municipality of Memphis at any rate not exceeding the rate at which said act authorizes them to issue bonds. And power is hereby vested in said Legislative Council, by ordinance, to accept and ratify this settlement, and to order the bonds issued in pursuance of this act. And it shall be the duty of said Legislative Council to take action on this proposition of settlement within forty days from the passage of this act.

Duties of commissioners.

SEC. 27. *Be it further enacted*, That this act shall not take effect until the acceptance and ratification of the settlement herein provided for by the Legislative Council of the Taxing District of Shelby county, and shall take effect ten days after such acceptance and ratification made in the manner herein provided for, the public welfare requiring it.

Passed April 26, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 27, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER XXX.

AN ACT to defray the expenses of the Second Extraordinary Session of the Forty-Second General Assembly of the State of Tennessee, and to make the following appropriations for the specific purposes mentioned in the Proclamation of the Governor convening the Legislature in Extraordinary Session.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Comptroller issue his warrant on the treasurer to each member and officers of the Senate for the sums stated to be due in the following schedule:

Names of Senators.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
B. F. Alexander.....	78	\$ 12 48	20	\$ 80 00	\$ 92 48
W. R. Barrett.....	380	60 80	12	48 00	108 80
D. D. Bell.....	312	49 92	20	80 00	129 92
V. F. Bibb.....	88	14 08	20	80 00	94 08
A. J. Brown.....	720	115 20	20	80 00	195 20
John G. Carter.....	382	61 12	20	80 00	141 12
Favor Cason.....	100	16 00	20	80 00	96 00
H. F. Coleman.....	710	113 60	20	80 00	193 60
W. M. Daniel.....	124	19 84	20	80 00	99 84
W. L. Duggan.....	600	96 00	20	80 00	176 00
J. L. Gaston.....	300	48 00	16	64 00	112 32
J. M. Hill.....	464	74 24	20	80 00	154 24
L. Huddleston.....	576	92 16	20	80 00	172 00
B. F. Matthews.....	160	25 60	20	80 00	105 60
D. S. McCullough....	156	24 96	20	80 00	104 96
Thos. F. Perkins.....	40	6 40	20	80 00	86 40
S. F. Rankin.....	280	44 80	20	80 00	124 80
F. B. Ragland.....	360	57 60	20	80 00	137 60
M. D. Smallman	206	32 96	20	80 00	113 60
L. T. Smith	540	86 40	20	80 00	166 40
W. M. Smith.....	464	74 24	20	80 00	154 24
Zachary Taylor.....	540	86 40	20	80 00	144 00
B. M. Tillman.....	400	64 00	20	80 00	144 00
Samuel Watson.....	.....	.....	20	80 00	80 00

OFFICERS, &C., OF THE SENATE.

Officers.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
G. H. Morgan, Sp'r...	160	25 60	20	\$120 00	\$180 80
T. C. Long, P. C.			20	120 00	120 00
S.E.Cunningham, A C			20	120 00	120 00
E. G. Cook, E. C.....			20	120 00	120 00
J. A. Harris, Serg't....			20	80 00	80 00
John Terry, Porter....			20	80 00	80 00

SEC 2. *Be it further enacted,* That the Comptroller of the Treasury issue his warrant to each member of the House, and the officers of the same, for the sum to be due each as per the following schedule:

Names of Representatives.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
J. H. Agee.....	630	\$100 80	20	\$ 80 00	\$180 80
W. A. Allen.....	148	23 68	20	80 00	103 68
W. C. Anderson.....	662	105 92	20	80 00	185 92
Hu. C. Anderson.....	348	55 68	20	80 00	135 68
H. E. Austin.....	346	55 36	20	80 00	135 36
Alex. Bagwell	230	36 80	20	80 00	116 80
J. W. Baker.....			20	80 00	80 00
J. R. Beasley.....	168	26 88	20	80 00	106 88
D. A. Boyd.....	418	66 78	20	80 00	146 88
J. W. Boyd	392	62 72	20	80 00	142 72
W. J. Buchanan	300	32 00	20	80 00	112 00
H. H. Buquo.....	180	28 80	20	80 00	108 80
R. R. Butler.....	825	132 00	20	80 00	212 00
M. K. Buttram.....	440	70 40	20	80 00	150 40
T. F. Cassells.....	464	74 24	20	80 00	154 24
S. W. Cochran	330	52 80	20	80 00	132 80
R. P. Cole.....	270	48 20	20	80 00	128 20

HOUSE ROLL—Continued.

Names of Representatives.	No of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
D. B. Cooper.....	70	11 20	17	\$ 68 00	79 20
J. M. Coulter.....	350	56 00	20	80 00	136 00
R. A. Cox.....	380	60 80	20	80 00	140 80
H. P. Davis.....	170	27 20	20	80 00	107 20
W. H. Dawson.....	494	79 04	20	80 00	159 04
J. M. Driver.....	132	21 12	20	80 00	101 12
N. T. Dulaney.....	782	125 12	20	80 00	205 12
L. B. Eaton.....	464	74 24	20	80 00	154 24
F. L. Ezell.....	272	43 52	20	80 00	123 52
M. Fouts.....	392	62 72	20	80 00	142 72
John A. Fite.....	100	16 00	14	56 00	72 00
W. T. Gass.....	302	48 00	20	80 00	144 32
J. F. Grisham.....	720	115 20	20	80 00	195 20
John Hall.....	502	80 32	20	80 00	160 32
H. H. Harrison.....	.....	.....	20	80 00	80 00
G. W. Hash.....	234	37 40	20	80 00	117 44
L. L. Hawkins.....	212	33 92	20	80 00	113 93
Thomas E. Haynes...	40	6 40	20	80 00	86 40
J. M. Head.....	52	8 32	20	80 00	88 32
G. W. Higgins.....	286	42 82	20	80 00	122 82
W. C. Houston.....	104	16 64	20	80 00	96 64
W. M. Janes.....	250	43 20	20	80 00	123 20
H. C. Jarvis.....	710	113 60	20	80 00	193 60
W. R. Jones.....	64	10 24	20	80 00	90 24
V. J. Kennedy.....	366	58 56	20	80 00	138 56
J. C. Lester.....	160	25 60	20	80 00	105 60
A. D. Lewis.....	550	88 00	20	80 00	168 00
J. A. Manson.....	504	80 64	20	80 00	160 64
Geo. W. Martin.....	280	44 80	20	80 00	124 80
J. D. Martin.....	400	64 00	20	80 00	144 00
J. M. Means.....	72	11 52	20	80 00	91 52
R. M. McAnally.....	632	101 12	20	80 00	181 12
J. C. McAndrew.....	625	100 00	20	80 00	180 00
Robert McKenna.....	484	77 44	20	80 00	157 44
T. B. McLemore.....	526	84 16	20	80 00	164 16
W. A. McTeer.....	558	89 28	20	80 00	169 28

HOUSE ROLL—*Continued.*

Names of Representatives.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
J. T. Norris	464	\$ 74 24	20	80 00	154 24
T. D. Owings	452	72 32	20	80 00	152 32
Earnest Pillow	150	24 00	20	81 00	104 00
H. K. Plummer	140	22 40	20	80 00	102 40
W. F. Poston	346	58 36	20	80 00	138 36
Alex. Reeder	526	84 16	20	80 00	164 16
R. N. Rhodes	124	19 84	20	80 00	99 84
H. P. Rogers	696	111 36	20	80 00	191 36
J. H. Smith	464	74 26	14	56 00	130 26
John W. Steele	100	16 00	20	80 00	96 00
T. A. Sykes .....	.....	.....	20	80 00	80 00
C. Tally	88	14 08	20	80 00	94 08
John M. Taylor	262	41 92	20	80 00	121 92
R. E. Thompson	60	9 60	20	80 00	89 60
Jas. Trimble .....	.....	.....	20	80 00	80 00
J. W. Vernon	464	74 24	20	80 00	154 24
B. B. Watkins	404	64 04	20	80 00	144 04
James Warren	420	67 20	20	80 00	147 20
R. A. Wilkes	110	17 60	20	80 00	97 60
A. B. Wilson	676	108 16	20	80 00	188 16
H. M. Wiltse	302	48 32	20	80 00	128 32

OFFICERS OF THE HOUSE.

H. H. Ramsey, Sp'k'r.	482	77 28	20	120 00	197 28
W. C. Pickering, P.C.	.....	.....	20	120 00	120 00
E. H. Matthews, A.C.	.....	.....	20	120 00	120 00
J. B. Sims, S-at-A.	.....	.....	20	80 00	80 00
B. J. Hadley, A. S. A.	.....	.....	20	80 00	80 00
Mollie Grizzard, E. C.	.....	.....	20	120 00	120 00
Leon Howard, Porter	.....	.....	20	60 00	60 00
J. H. Sparrow, A. P.	.....	.....	20	60 00	60 00

SEC. 3. *Be it further enacted,* That the sum of eleven hundred and fifty dollars and fifty-four cents (\$1152.54) be and the same is hereby appropriated to pay the

county judge of Lincoln county, being the amount of fines and forfeitures in misdemeanor cases improperly paid to the Comptroller of the State of Tennessee by Rune McKinney, Clerk of the Circuit Court of Lincoln county, as provided for by an act passed April 7, 1881, and approved April 7, 1881.

SEC. 4. *Be it further enacted*, That the Principal and Assistant Clerks of the Senate be directed to remain a sufficient time after the adjournment of the General Assembly, to file properly the papers of the Senate with the Secretary of State, and for the above services, and for copying of the Journal of the Senate, they shall be allowed their usual *per diem* for ten days each, and the Comptroller shall issue his warrant to said Clerks when said services shall have been performed.

SEC. 5. *Be it further enacted*, That the Principal Clerk of the Senate shall remain a sufficient time to index, read proof, and superintend the publication of the Journal of the Senate, and to superintend the publication of the report of the Investigating Committee, and read the proof, and for such services the sum of two hundred dollars is hereby appropriated, and the Comptroller shall issue his warrant for said amount when the Clerk shall have performed these duties and closed his labors.

SEC. 6. *Be it further enacted*, That the sum of three hundred and twenty-two dollars and forty cents (\$322.40) be and is hereby appropriated to pay the deficit of the expenses of the Senate Investigating Committee, known as the Bribery Committee, the same having been shown by the certificate and statements of the chairman of said committee.

SEC. 7. *Be it further enacted*, That the sum of one dollar and fifty cents (\$1.50) is hereby appropriated to M. D. Smallman for money expended by him for telegrams under orders of the Committee on Elections.

SEC. 8. *Be it further enacted*, That the sum of eighteen (\$18.00) dollars be and the same is hereby appropriated to Mrs. Lula Buchanan for three day's services as Assistant Engrossing Clerk at the regular session of this General Assembly, and for which she was not paid, by mistake.

SEC. 9. *Be it further enacted*, That the sum of one hundred and fourteen dollars (114.00) is hereby appropriated to the Superintendent of the Capitol on account of expenses attending the extra session.

SEC. 10. *Be it further enacted*, That the Principal and Assistant Clerks of the House be directed to remain a sufficient time after the adjournment of this session of

the General Assembly to fix properly the papers of the House with the Secretary of State, and for said services, and for copying the Journal of the House, they shall be allowed their usual *per diem* for ten days each, and the Comptroller shall issue his warrant to said Clerks when said services shall have been performed.

SEC. 11. *Be it further enacted*, That the Principal Clerk of the House shall remain a sufficient length of time to index, read proof, and superintend the publication of the Journal of the House, and for such services he shall receive the sum of two hundred dollars (\$200), and the Comptroller shall issue his warrant to said Clerk when he shall have performed said services for said amount.

SEC. 12. *Be it further enacted*, That the sum of one hundred and fifty dollars (\$150.00) be and the same is hereby appropriated to Mrs. Austin, widow of the late John W. Austin, Superintendent of the Capitol, as the quarterage due the late Superintendent for the quarter he had entered upon at the time of his death. See House Joint Resolution, and the Comptroller shall issue his warrant for said amount.

SEC. 13. *Be it further enacted*, That the sum of \$260.50 is hereby appropriated out of any moneys in the Treasury to pay the Rock City Guards; also \$60.00 to Burns Artillery; also \$114.00 to the Porter Rifles; also \$120.00 to the Howard Reserves; also \$112.00 to the Knoxville Rifles, to be paid to the respective treasurers of said organizations, as per Act of 25th April, 1882.

SEC. 14. *Be it further enacted*, That the Comptroller issue his warrant on the Treasurer for the sum of \$164.73, in favor of Erving Baker, late Revenue Collector of Campbell county, as per Act of April 25, 1882, and the same is hereby appropriated out of any money in the Treasury not otherwise appropriated.

SEC. 15. *Be it further enacted*, That the Comptroller issue his warrant upon the Treasurer for the sum of three hundred dollars, the interest on the five bonds held by the Protestant Orphan Asylum of Nashville, it being the interest on the same up to 1st January, 1882, the warrant to be issued to the secretary and treasurer of said asylum, and said amount is hereby appropriated out of the treasury to pay the same.

SEC. 16. *Be it further enacted*, That the sum of two hundred dollars is appropriated out of any money in the Treasury, to be expended by the Comptroller and

Treasurer in purchasing and applying fertilizers upon the Capitol Grounds to revive shrubbery and grass.

SEC. 17. *Be it further enacted*, That the sum of (\$15,000.00) fifteen thousand dollars is hereby appropriated out of any money in the Treasury to pay Clerks for land sales for the years 1880 and 1881.

SEC. 18. *Be it further enacted*, That the sum of (\$350.00) three hundred and fifty dollars is hereby appropriated out of any money in the Treasury for repairs of cisterns and hose for the protection of the Capitol and grounds.

SEC. 19. *Be it further enacted*, That the sum of four thousand five hundred dollars be and is hereby appropriated out of any money in the Treasury, or so much thereof as may be necessary for the public printing.

SEC. 20. *Be it further enacted*, That the sum of fifteen dollars per month be paid to J. Dantel, gardener and keeper of the armory and documents in the basement of the Capitol, in addition to the pay he is now receiving, commencing from this date.

SEC. 21. *Be it further enacted*, That the sum of ten dollars each be paid to Egbert Gooch and Jeff Lanier for services in preparing the Capitol for this extra session.

SEC. 22. *Be it further enacted*, That the sum of one hundred and fifty dollars be and is hereby appropriated to the Secretary of State for publishing the laws for the sessions of 1881, and extra session of 1881; and that the Comptroller issue his warrant upon the Treasurer to the Secretary of State for said amount.

SEC. 23. *Be it further enacted*, That the sum of three thousand three hundred and eight dollars and fifty-five cents be appropriated from any money in the Treasury for the payment of Comptroller's warrant issued to Treasurer of the Board of Trustees of the University of Tennessee, under act passed March 28, 1881.

SEC. 24. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed April 26, 1882.

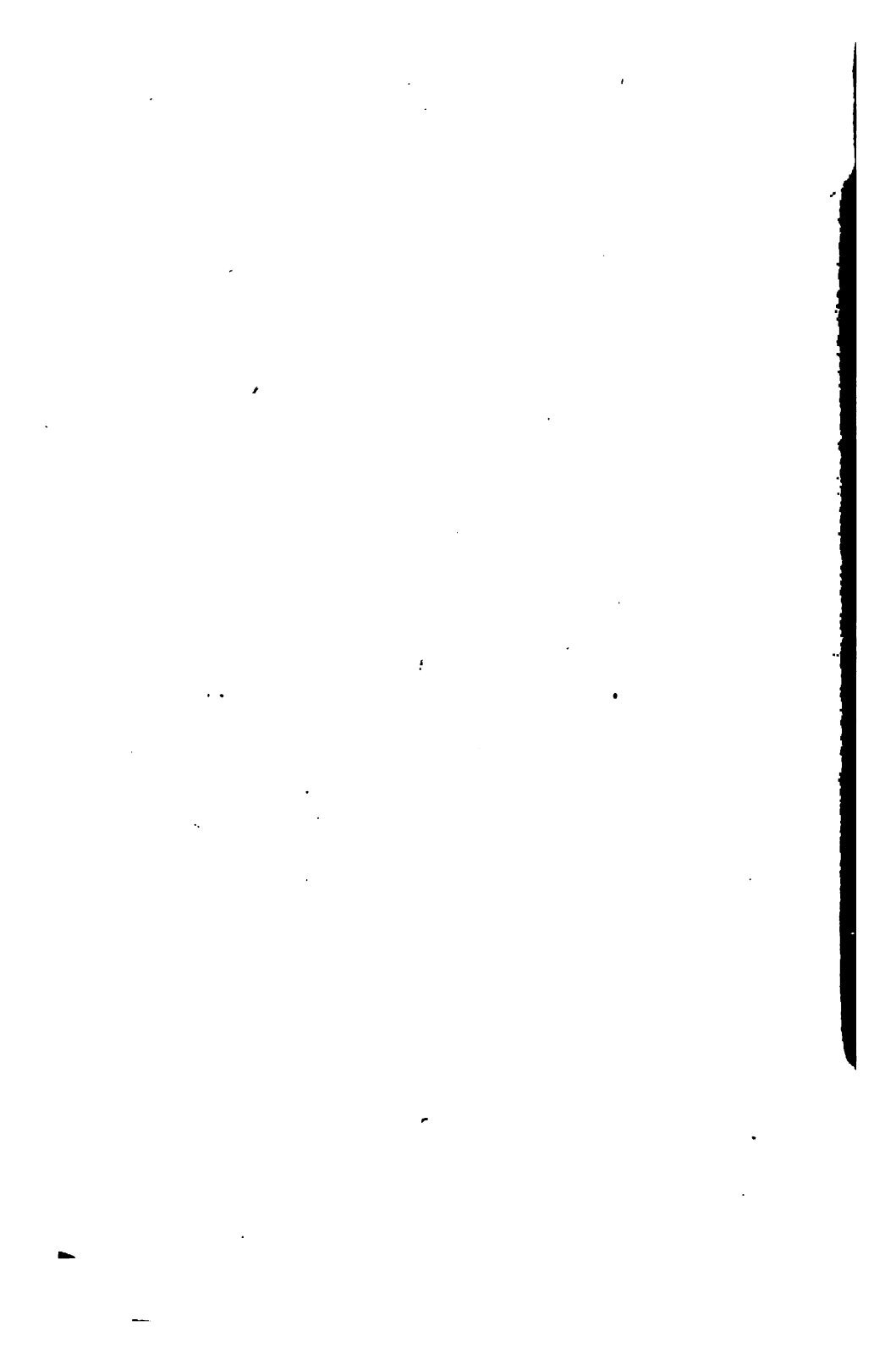
GEORGE H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved April 27, 1882.

ALVIN HAWKINS,
Governor.

RESOLUTIONS.



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H. MORGAN,
Speaker of the Senate.
SEY,
of Representatives.

AWKINS,
Governor.

To appoint a Joint Committee Districting the State.

Resolved by the General Assembly of the State of Tennessee, That a committee of seven Senators, two from each grand division of the State, and one from the State at large; and eleven Representatives, one from each Congressional District and one from the State at large, be appointed by the respective Speakers of the two

Houses, to be known as the Committee on Re-districting the State into Congressional Districts, and said committee is instructed to propose and report a bill at their earliest convenience.

Adopted April 7, 1882.

GEO. H. MORGAN,

Speaker of the Senate.

H. B. RAMSEY,

Speaker of the House of Representatives.

Approved April 8, 1882.

ALVIN HAWKINS,

Governor.

NUMBER III.

To print lists of the population of each County in the State.

Resolved by the General Assembly, That seven hundred copies or tabulated statements taken from the census returns of 1880, showing the population of each county in the State, be printed; two hundred copies for the use of the Senate, and five hundred copies for the House.

Adopted April 7, 1882.

GEO. H. MORGAN,

Speaker of the Senate.

H. B. RAMSEY,

Speaker of the House of Representatives.

Approved April 8, 1882.

ALVIN HAWKINS,

Governor.

NUMBER IV.

Resolved by the General Assembly of the State of Tennessee, That three thousand copies of the report of the Special Committee of the Senate, appointed to investigate charges against certain Senators, together with the evidence accompanying said report be printed for the use of the General Assembly.

Adopted April 14, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved April 17, 1882.

ALVIN HAWKINS,
Governor.

NUMBER V.

WHEREAS, There is a bill now pending before the Congress of the United States, granting certain franchise to the St. Louis, Montgomery and Florida Railroad; and

WHEREAS, The early construction of said railroad will be of great benefit to Tennessee, as well as a great national work,

Be it resolved by the Senate and House of Representatives of Tennessee, That our Senators and our Representatives in Congress are requested to use all their influence, consistent with their conscientious discharge of duty to our common country to further the passage of said bill.

Adopted April 8, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved April 17, 1882.

ALVIN HAWKINS,
Governor.

NUMBER VI.

Resolved by the General Assembly of the State of Tennessee, That the Senators and Representatives in Congress from this State be and they are hereby requested, if consistent with their views of public duty, to give their votes and influence to any measure to come before Congress granting aid to common schools.

Resolved, That a copy of this resolution be at once forwarded by the Secretary of State to the Senators and Representatives in Congress from Tennessee.

Adopted, April 19, 1882.

GEO. H. MORGAN,

Speaker of the Senate.

H. B. RAMSEY,

Speaker of the House of Representatives.

Approved April 20, 1882.

ALVIN HAWKINS,

Governor.

NUMBER VII.

WHEREAS, We have received with profound regret the news of the death of John. W. Austin, Superintendent of the Capitol, which sad event occurred this mornning at 2' clock, at his residence in Nashville, therefore.

Resolved by the General Assembly of the State of Tennessee, That we recognize in the character of said John W. Austin, that a faithful officer and honorable, upright, christian gentleman. His courtesy and kindness to all with whom he came in contact, whether in private or official capacity, justly marked him as a true type of Southern manhood.

Resolved, That we tender his family this expression of respect for the memory of deceased, and the condolence of our hearts warmest sympathies.

Adopted April 20, 1882.

GEO. H. MORGAN,

Speaker of the Senate.

H. B. RAMSEY,

Speaker of the House of Representatives.

Approved April 21, 1882.

ALVIN HAWKINS,

Governor.

HOUSE JOINT RESOLUTIONS.

NUMBER I.

To print Governor's Message.

Be it resolved by the General Assembly of the State of Tennessee, That 500 copies of the Governor's Message be printed for the use of the House, and 500 copies for the use of the Senate.

Adopted, April 7, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 11, 1882.

ALVIN HAWKINS,

Governor.

NUMBER II.

Directing Treasurer to make report.

Be it resolved by the General Assembly of the State of Tennessee, That the be directed to make a report of all funds belonging to the State, which have come into his hands since the date of the last report to this General Assembly, from all resources, at the earliest practicable period, and what disposition has been made of the same,

and the amount of appropriations made, which are unpaid at the time of said report.

Adopted April 12, 1882.

H. B. RAMSEY,
Speaker of the House of Representatives.

GEO. H. MORGAN,
Speaker of the Senate.

Approved April 17, 1882.

ALVIN HAWKINS,
Governor.

NUMBER III.

Creating a special joint committee in relation to the amendment of the "Public Road Law."

Be it resolved by the General Assembly of the State of Tennessee, That a committee of nine on the part of the House, three from each grand division of the State, and six on the part of the Senate, be appointed by the respective Speakers, to whom shall be referred all bills to amend an act entitled "An Act to regulate the working and laying out of public roads," who shall report a bill embracing all amendments deemed necessary to said act.

Adopted April 11, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved April 17, 1882.

ALVIN HAWKINS,
Governor..

NUMBER IV.

Directory to the Funding Board.

Be it resolved by the General Assembly of the State of Tennessee, That the Governor and "Funding Board" be requested to report, as soon as practicable, all action taken under "Funding Act of 1881," both before and after the injunction in the case of Henry J. Lynn, et als., v. M. L. Polk and others, and also the expenses attending said action, and the date and copies of all contracts made.

Adopted April 12, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives..

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 17, 1882.

ALVIN HAWKINS,

Governor.

NUMBER V.

In reference to committee on assessment of railroad property.

Be it resolved by the General Assembly of the State of Tennessee, That a committee of five on the part of the House, and two (2) on the part of the Senate, be appointed by the respective Speakers thereof, to whom shall be referred all bill under item 6th of the Governor's Proclamation, in relation to the assessment of of property belonging to railroad companies for taxation,

and said committee will report a bill on this subject at the earliest day practicable.

Adopted April 12, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 17, 1882.

ALVIN HAWKINS,

Governor.

NUMBER VI.

Requesting a joint meeting of Judiciary Committee, etc.

Be it resolved by the General Assembly of the State of Tennessee, That the Judiciary Committee of the House and of the Senate be requested to hold a joint conference, and prepare and report to their respective houses a bill or bills providing for an intermediate court or courts.

Adopted April 17, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 19, 1882.

ALVIN HAWKINS,

Governor..

NUMBER VII.

To request the Comptroller to furnish this special session with a statement of the amount for which warrants have been issued to W. C. Brandon—when, where, and what amounts, etc.

Be it resolved by the General Assembly of the State of Tennessee, That the Comptroller of the State be and he is hereby requested to furnish to this special session, as soon as practicable, a statement of the various amounts for which warrants have heretofore been issued to W. C. Brandon, the aggregate amount issued and paid, where, and by whom issued, and on what account, and the amount of warrant No. 1134, issued under a writ of mandamus from the Circuit Court of Knox.

Adopted April 21, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 24, 1882.

ALVIN HAWKINS,

Governor.

NUMBER VIII.

Resolution to pay to the widow of the late John W. Austin, late Superintendent of the Capitol at Nashville, such quarterage as would have been due said Superintendent at the end of the quarter on which he had entered at the time of his death.

Be it resolved by the General Assembly of the State of Tennessee, That it is the sense of this General Assembly that the widow of the late John W. Austin should re-

ceive out of the Treasury of the State of Tennessee such quarterage on his salary as would have been due the said John W. Austin at the end of the quarter on which he had entered at the time of his death.

Adopted April 24, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 25, 1882.

ALVIN HAWKINS,

Governor.

NUMBER IX.

Asking a supplemental report from the Treasurer.

Resolved by the General Assembly of the State of Tennessee, That the State Treasurer be requested at once to supplement his report just made to this body, by showing specifically in what banks, and how much in each, and how much remains in the Treasury vaults of the \$648,974 85-100 surplus reported shown in said report.

Passed April 24, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 25, 1882.

ALVIN HAWKINS,

Governor.

NUMBER X.

Providing for adjournment *sine die*.

Be it resolved by the General Assembl of the State of Tennessee, That this Second Extraordinary Session of the Forty-second General Assembly of Tennessee adjourn sine die at 9.30 A. M. Thursday, April 27, 1882.

Adopted April 26, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 27th, 1882.

ALVIN HAWKINS,

Governor.

SENATE RESOLUTIONS.

NUMBER I.

Declaring Speaker George H. Morgan fully exonerated from charges of bribery and corruption.

WHEREAS, The report of the special committee appointed to investigate charges against certain Senators, has been filed, and is unanimous, and

WHEREAS, In the opinion of the Senate, said report entirely exonerates Senator Geo. H. Morgan from all charges made against him, and from any conduct which is censurable; therefore,

Resolved, That the charges made against Senator Morgan are not sustained by the proof, and that in the opinion of the Senate his conduct is in no way censurable, and he is hereby fully exonerated from said charges.

Adopted April 8, 1882.

FRANK MATTHEWS,

Speaker of the Senate pro tempore.

NUMBER II.

WHEREAS, The report of the special committee appointed at the last extra session of the Legislature to investigate charges of bribery and corruption against certain Senators, has been filed and is unanimous, and

WHEREAS, Said report shows that, although the conduct of Senator L. T. Smith, regarding any advances or

suggestions, which may have been made with a view to influence his vote on the State debt settlement, was unbecoming him as a Senator, yet the proof does not show that he received or was influenced by any pecuniary or valuable consideration in giving his vote, therefore,

Resolved, That Senator L. T. Smith is hereby declared innocent of the charges of bribery made against him, and he is entirely exonerated from said charges.

Adopted April 15, 1882.

GEO. H. MORGAN,

Speaker of the Senate.

NUMBER III.

WHEREAS, The report of the special committee appointed to investigate charges against certain Senators is unanimous, and sets forth that "in reference to the charges against Senator Barrett, the proof shows that parties desiring to defeat the State debt bill undertook to influence his vote against it. At one time he was given fifty dollars, which, while it was to be and was spent during the evening in dissipation with the party, was never repaid or agreed to be repaid, and was given by persons seeking to influence his vote, and, under the circumstances, he must or ought to have known, was given because of his being a legislator, having a right to vote on said bill. Afterwards he was offered by the same parties \$600, which he declined, but he continued his association with the parties, and again met with them, discussed his position and views upon the subject; they proposed to sell fifteen thousand dollars of Tennessee bonds for his benefit, it being understood that he would vote against the bill, this he acceded to; a paper was executed showing a sale of said bonds in the name of another party, who was to hold it for him, and the profit which would depend upon the result of the vote of the Senate, and possibly upon his vote, was to be paid to him. By one of the same party he was again offered six hundred dollars to vote against the bill,

which he declined, saying that if he voted that way he would call on him. . Senator Barrett did not, however, vote as an interest in said bond sale would prompt, or receive the profit from the sale so made. Nor does the proof show that he received any pecuniary consideration for the vote he gave on the bill, and as a witness on his own behalf he testified that he never did."

AND WHEREAS, The Senate is of the opinion that these facts and circumstances show that W. R. Barrett acted in a manner unbecoming and unworthy a Senator, yet however immoral and unbecoming such conduct may be, they do not show, nor does the proof show, that he acted with the corrupt purpose and intent of selling his vote and influence, or that he received any pecuniary consideration for the vote he gave on the bill, therefore,

Resolved by the Senate, That W. R. Barrett by his conduct has deserved the severest rebuke and censure of the Senate, and he is accordingly hereby rebuked and censured.

Adopted April 19, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

HOUSE RESOLUTIONS.

NUMBER I.

Referring specified matter of the General Assembly.

To the end that the most intelligent and considerate legislation may be had thereon, and not the hasty action, the necessary and certain result that will occur if these matters be left alone to consideration in the general "Appropriation Bill."

Be it resolved by this House of Representatives, That so much of the Governor's Message to this Extraordinary Session as refers to payment for engraving of bonds of the State, under the authority of an act passed April 5, 1881, entitled "An Act to Compromise and Settle the Bonded Indebtedness of the State of Tennessee."

The payment of counsel fees to defendants' solicitors in the case of H. J. Lynn and others *vs.* Comptroller, Treasurer and Secretary of State; the payment of Mrs. Buchanan for services as Assistant Engrossing Clerk, making appropriation to pay warrant issued under a writ of mandamus, to W. C. Brandon, and appropriation for paying military companies, be referred to the Committee on Claims for investigation and report.

H. B. RAMSEY,

Speaker of the House of Representatives.

Adopted April 13, 1882.

NUMBER II.

Requesting information from the Senate.

WHEREAS, The Governor of the State has delivered to the Senate information and facts concerning the distress in the different counties of the State, caused by the drought and recent overflow, therefore,

Be it resolved by this House, That we request the Senate to furnish to this House said information.

Adopted April 13, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

NUMBER III.

Requesting the Attorneys in the case of Henry J. Lynn, *et als.*, against M. T. Polk, *et als.*, to present their claims for services in said cause to the Committee on Ways and Means.

Resolved by the House of Representatives, That the attorneys who were employed by the Governor and State officers to defend the suit of Henry J. Lynn, *et als.*, vs. M. T. Polk, *et als.*, be and are hereby requested to present their accounts for services in said cause before the Committee on Finance, Ways and Means, at the earliest convenience, and that said committee be requested to take the statements, as upon oath of said attorneys, in writing as to who employed them, how much they were to be paid, and by whom, if any one, their fees were secured. Said committee will also take the statement of the Attorney-General for the State, as to what connec-

tion, if any, he may have had with said cause, and all he may know as to the employment of said attorneys, and the value of their services to the State.

Adopted April 17, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

NUMBER IV.

To grant use of the Representative Hall to Mrs. E. A. Meriwether for
a Lecture.

Be it resolved by the House of Representatives of the State of Tennessee, That the use of the Representative Hall in the Capitol at Nashville is hereby tendered and granted to Mrs. E. A. Meriwether, in which to deliver a lecture some evening during the present called session of the Legislature.

Adopted April 20, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

NUMBER V.

To grant use of the Hall of the House to State Temperance Convention.

Resolved, That the use of the Hall be tendered to the State Temperance Convention, now in session in this city, for lecturing purposes, on to-night and to-morrow night.

Adopted April 20 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

NUMBER VI.

Granting use of Hall to Good Templars Lodge.

Resolved, That the Hall of the House of Representatives be and the same is hereby tendered to the Grand Lodge of Good Templars of the State of Tennessee, in which to meet and transact the business thereof, at their meeting to be held in the city of Nashville on the third Tuesday in October, 1882.

Adopted April 22, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

NUMBER VII.

Thanks to Speaker Ramsey.

Resolved, That the thanks of the House of Representatives are hereby tendered Speaker Ramsey, for the faithful, impartial and able manner in which he has discharged the responsible duties of his office.

Adopted April 27, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

NUMBER VIII.

Thanking the Clerks.

Resolved, That the thanks of the House are due and hereby tendered to the principal and assistant clerks for their efficient, prompt and faithful performance of their duties during this extraordinary session.

Adopted April 27, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

NUMBER IX.

Thanking the Sergeant and Assistant Sergeant-at-arms of the House.

Resolved, That the thanks of this House are hereby tendered to J. B. Simms, Sergeant-at-arms, and B. J. Hadley, Assistant Sergeant-at-Arms, for the able and efficient manner in which they have discharged their duties.

Adopted April 27, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

NUMBER X.

Thanking the Porters of the House.

Resolved, That the thanks of the House be tendered to John A. Sparrow and Leon Howard, porters of the House for the faithful discharge of their duties during this extraordinary session.

Adopted April 27, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

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ACTS
OF THE
STATE OF TENNESSEE,

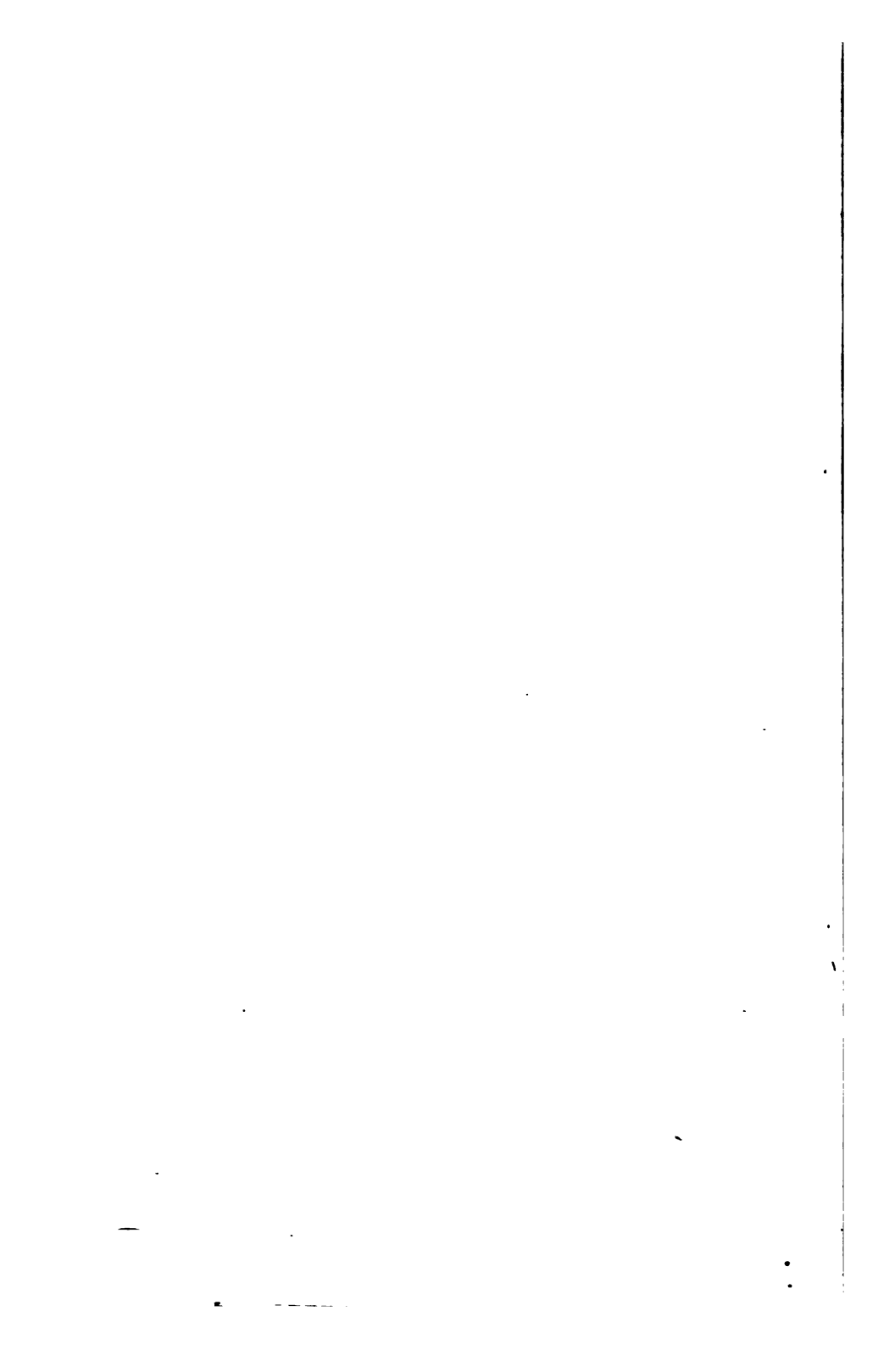
PASSED BY THE
THIRD EXTRAORDINARY SESSION

OF THE
FORTY-SECOND GENERAL ASSEMBLY.

1882.

BY AUTHORITY.

NASHVILLE:
ALBERT B. TAVEL, PRINTER TO THE STATE.
1882.



PUBLIC ACTS
OF THE
GENERAL ASSEMBLY OF THE STATE OF TENNESSEE
PASSED AT THE
THIRD EXTRAORDINARY SESSION
OF THE

FORTY-SECOND GENERAL ASSEMBLY,
*Which was Begun and Held at Nashville on Thursday,
April 27, in the Year of our Lord one Thou-
sand Eight Hundred and Eighty-Two.*

CHAPTER I.

AN ACT to amend sections 42, 54 and 57 of An Act passed April 6, and approved April 7, 1881, entitled An Act to provide more just and equitable laws for the assessment and collection of revenue for State and county purposes, etc.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee.* That section 42 of an act passed April 6, 1881, and approved April 7, 1881, entitled "an act to provide more just and equitable laws for the assessment and collection of revenue for State and county purposes, etc, be so amended as to read in the third line, "the second Monday of September," instead of "the first Monday of July." Tax books to ready 2d Monday in September.

SEC. 2. *Be it further enacted,* That section 54 of said act be so amended as to read in the second and third lines "December" instead of "November." Unpaid taxes.

SEC. 3. *Be it further enacted,* That section 57 of said act be so amended as to read in the fourth line "February," instead of "January." Delinquents.

SEC. 4. *Be it further enacted*, That all laws or parts of laws in conflict with this act, be and the same are hereby repealed.

SEC. 5. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed May 18, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved May 20, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER II.

AN ACT to provide the reports of the Supreme Court to Cocke County.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Secretary of State and Comptroller be and the same are hereby instructed and authorized to furnish the officers of the Circuit and Chancery Courts of Cocke County with the reports of the Supreme Court from the date the State furnished counties with the same, up to the 30th day of December, 1876, inclusive, *provided*, that the State has the same on hand.

SEC. 2. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed May 18, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved May 20, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER III.

AN ACT to amend the act of 1879, chapter 92, entitled "An Act to collect and dispose of the taxes assessed for municipal corporations in this State whose charters have been or may be repealed, or which may surrender their charters, and to provide for the compromise and make settlement of the debts of such extinct municipal corporations respectively.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That section (5) five of the act of 1879, chapter 92, be and the same is hereby amended so as to require the back tax collector and receiver to accept and receive in payment of all back taxes due the extinct municipality, the bonds and various other kinds of indebtedness set forth in said section, at their face value, with interest; but compromise or funded bonds shall be so receivable at the face value with interest of the bonds or other indebtedness, in lieu of which they were issued or funded. And all unpaid city indebtedness, howsoever evidenced and of whatsoever character, whether expressly described in said section five (5) of said act or not, shall be received in payment of said back taxes at the rate herein fixed as provided by the act hereby amended; *Provided*, that nothing herein shall be construed to prevent inquiry as to the validity of any of said indebtedness at its inception, and the rejection of the same if found invalid; *And provided further*, that all taxes due said extinct municipalities accruing since January 1, 1875, which are payable in current money, under the said act of 1879, as heretofore construed, shall continue to be payable in current money.

Back taxes payable in old bonds, etc.

City indebtedness of all kinds receivable for back taxes.

Taxes payable in current money still so.

SEC. 2. *Be it further enacted*, That the public welfare requiring it, this act shall take effect from and after its passage.

Passed May 19, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved May 20, 1882.

ALVIN HAWKINS,
Governor.

CHAPTER IV.

AN ACT to Compromise and Fund the Bonded Indebtedness of the State of Tennessee.

What bonds are fundable. SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That all the legally issued bonds of the State of Tennessee embraced in the classes hereinafter enumerated, except the bonds issued for the permanent School Fund, and bonds held by the University of Tennessee, and held by other educational and charitable institution in this State, evidence of the ownership of which was on file in the Comptroller's office on the day of the passage of this act, and all outstanding coupons thereon, up to and including those due on the first day of January, 1882, be capitalized and funded into coupon bonds of the State, to be styled the "Compromise Bonds of the State of Tennessee."

Officers to fund SEC. 2. *Be it further enacted,* That for each and every legally issued bond of the State of Tennessee embraced in the classes hereinafter enumerated, or coupons presented to the officers of the State to-wit: the Secretary of State, the Comptroller, and the Treasurer, who shall carry out the provisions of this act in addition to their other duties as such State officers, there shall be issued a bond or bonds for an amount equal to sixty per cent of the principal of the said bond or bonds so presented, together with sixty per cent of the past due interest thereon. Said bonds authorized to be issued under the provisions of this act shall be dated the first day of January, A. D. 1882, and shall be payable thirty years after their date, but the same shall be redeemable by the State at any time after the expiration of five years from their date, at the pleasure of the State; shall bear interest at the rate of three per cent per annum for two years, four per cent per annum for two years, five per cent per annum for two years, and six per cent per annum for the remaining twenty-four years, payable semi-annually on the first days of July and January in each and every year; in the city of Nashville or New York, and shall have interest coupons attached to each of said bonds, and for the punctual payment of the principal and interest of said bonds the faith, credit and honor of

Rate.

Data of bonds.

Rate of interest.

the State are hereby solemnly pledged, and when any interest coupons attached to bonds issued under this act shall be paid, they shall be cancelled by being punched ^{Coupons to be cancelled.} and shall be preserved for inspection by the General Assembly or the public.

SEC. 3. *Be it further enacted,* That the said bonds shall be in denominations of five hundred dollars and one thousand dollars; there shall not be less than ten ^{Denominations of the bonds.} per cent of the whole amount in bonds of the denomination of five hundred dollars, and the remainder of the denomination of one thousand dollars, to be prorated by the State officers aforesaid as the said State officers may deem just and equitable between those who may present their bonds and coupons to be funded under this act. ^{Proportion.} But the said State officers aforesaid may issue bonds of the less denomination aforesaid to any amount in excess of the amount hereinbefore stated if the holders of the bonds and coupons who present them to be funded so desire.

SEC. 4. *Be it further enacted,* That the bonds intended to be funded under this act are the following described bonds of the State of Tennessee, viz.:

Capitol bonds.

Hermitage bonds.

Agricultural bonds.

Union Bank bonds.

Bank of Tennessee bonds.

Bonds issued to the various Turnpike companies.

Bonds issued to the Hiawassee Railroad.

Bonds issued to the East Tennessee & Georgia Railroad Co.

Bonds issued to the Memphis & Lagrange Railroad Co.

Anté War Railroad bonds.

Post War Railroad bonds, except the Mineral Home Railroad bonds.

Bonds funded under the act of 1866.

Bonds funded under the act of 1868.

Bonds funded under the act of 1873.

And when any of the said bonds of the State or coupons outstanding and unpaid are presented to the said State officers for funding under the provisions of this act, they shall prepare a compromise bond or bonds ^{Funding operations.} as may be necessary for the purpose, and when the said bond or bonds have been signed by the Governor, and countersigned by the Secretary of State, and the great seal of the State of Tennessee is affixed thereto, and the

Original bonds
to be cancelled

same shall have been registered in a book to be kept for the purpose, and the original bond or bonds have been cancelled by cutting therefrom the signatures of the Governor and Secretary of State, and the impression of the great seal of the State, and have defaced the coupons by punching holes in the same, said State officer shall deliver said compromise bond or bonds to the party entitled to receive them, taking full and ample receipt therefor from the parties entitled to receive them, in a durable book printed for the same. But in funding under the provisions of this act the State shall not receive or account for any portion of a bond or coupon in excess of the bond demanded, and if the amount of the bond or coupon presented to be funded be less by a fractional part of a coupon, the party applying may pay the same in currency.

Currency to
make up for
part of a cou-
pon.

Bonds to be
prepared.

SEC. 5. *Be it further enacted*, That as soon as practicable after the passage of this act, there shall be prepared, under the direction of the Governor and said State officers aforesaid, a sufficient number of well engraved bonds to take up and fund all the said unpaid bonds and coupons of the State, and upon each coupon of the bonds so prepared, the signatures of the Treasurer and Comptroller shall be engraved, and the said coupons shall be numbered with the number of the bond to which they are attached, and shall show on their face when they fall due and the amount of interest due on each. The cost of engraving and preparing said bonds and coupons shall be paid out of the Treasury on the warrant of the Comptroller based upon the certificate of the Governor; the same shall be paid out of any money in the Treasury not otherwise appropriated. Said State officers shall utilize all plates and material, as far as practicable, now owned by the State.

Cost of bonds,
how paid.

Compensation
of Funding
Board.

SEC. 6. *Be it further enacted*, That said State officers are authorized to demand and receive, as compensation for their services in carrying out the provisions of this act, the sum of two dollars for each bond, to be paid by those receiving the compromise bonds as provided by this act.

Funding
Board.

SEC. 7. *Be it further enacted*, That the Secretary of the State, Comptroller and Treasurer shall carry out the provisions of this act, and any two of whom shall constitute a quorum to transact all the business imposed upon them by this act, and may fund the State's indebtedness at Nashville or elsewhere, as they may deem wise and proper, to enable holders of Tennessee bonds

and coupons to fund them under the provisions of this act.

SEC. 8. *Be it further enacted*, That the bonds authorized to be issued by this act, shall be substantially in the following form:

COMPROMISE BONDS OF THE STATE OF TENNESSEE.

Know all men by these presents, That the State of Tennessee hereby promises to pay to the bearer on the first day of January, A. D., 1922, at the Treasurer's office at the Capitol of Tennessee, in the city of Nashville, Tennessee, the sum of ——— dollars, in the lawful money of the United States of America, with interest at the rate of three per cent per annum on the first days of July and January in each and every year, up to and including the first day of January, 1884; four per cent per annum, payable semi-annually on the first days of July and January of each and every year, up to and including the first day of January, 1886; five per cent per annum, payable semi-annually on the first days of July and January of each and every year, up to and including the first day of January, 1888, and six per cent thereafter until the maturity of the bonds, as evidenced by the coupons hereto attached. But this bond may be redeemed by the State at any time after the first day of January, 1887, by paying the principal and accrued interest. For the prompt payment of the principal and interest, the faith, honor and credit of the State are solemnly pledged. This bond and coupons are issued in pursuance of, and under the act of the General Assembly of the State of Tennessee, entitled "An Act to compromise and fund the bonded indebtedness of the State of Tennessee," approved the ——— day of ——— 1882. Form of Bond.

In witness whereof, I, ———, Governor of the State of Tennessee, have hereunto signed my name officially, and caused the same to be countersigned by the Secretary of State, and the great seal of the State to be affixed. Done at the Executive Department of the State, in the city of Nashville, this the 1st day of January, A. D., 1882.

SEC. 9. *Be it further enacted*, That the funding under this act shall cease on after the first day of January, 1883.

SEC. 10. *Be it further enacted*, That said State officers shall make their report to the next General Assembly, how they shall have executed the provisions of this act,

and shall state in said report the numbers and amounts and dates of bonds and coupons cancelled, and the numbers and amounts of bonds and coupons issued in compromise of said cancelled bonds and coupons, and shall preserve all said cancelled bonds for inspection by the General Assembly, and no interest shall be paid on any bond not so itemized and reported. This act shall take effect from and after its passage, the public welfare requiring it.

Passed May 19, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives..

Approved May 20, 1882.

ALVIN HAWKINS,
Governor.

CHAPTER V.

AN ACT to amend an act entitled An Act to provide revenue for the State of Tennessee and the Counties thereof, Chapter CXLIX of the Acts of 1881, approved April 7, 1881.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That section 1 of Chapter CXLIX of the acts of 1881, be and the same is hereby so amended, that ten cents on every one hundred dollars worth of taxable property shall be collected for the year 1882, for school purposes only, and twenty cents on every one hundred dollars of taxable property, including merchants' capital, for State purposes.

SEC. 2. *Be it further enacted*, That section 2 be so amended, that the several County Courts of this State are hereby allowed to collect 40 cents on every one hun-

State tax.

County tax.

dred dollars worth of property for general county purposes, and such other special taxes as are now allowed by law, may be levied by the counties at their discretion.

SEC. 3. *Be it further enacted*, That section 3 of said act be so amended, that the advalorem tax on merchants is hereby fixed at twenty cents on each one hundred dollars; *Provided*, that this section shall not apply to taxes for county purposes. Tax on merchants.

SEC. 4. *Be it further enacted*, That section 4 be so amended, that the clause in said section as to taxes on litigation shall read as follows: On litigation on each suit in law or equity cause, including application for partition (this applies to equity causes in County Courts) five dollars; on each indictment or presentment and on each appeal to the Supreme Court or writ of error from the Circuit or Chancery Court to the Supreme Court, each five dollars; on each appeal or certiorari from a justice of the peace, two dollars; on each case submitted under the small offense law, two dollars; on each criminal case before Mayor or Recorder's court or before any police court having jurisdiction of offenses in any taxing district in this State, three dollars; *provided*, there shall be no tax on applications for dower. Taxes on litigation.

SEC. 5. *Be it further enacted*, That section 4 of said act be so amended as to make the paragraph providing for the taxation of liquor dealers, apply to all druggists who retail liquor under existing laws. Druggists as liquor dealers.

SEC. 6. *Be it further enacted*, That this act take effect from and after its passage, the public welfare requiring it.

Passed May 20, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved May 22, 1882.

ALVIN HAWKINS,
Governor.

CHAPTER VI.

AN ACT to amend An Act entitled "An Act to prevent discrimination by railroad companies among passengers who are charged and paying first-class passage, and fixing penalty for the violation of the same."

First class
tickets for first
class cars.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That all persons who purchase tickets, and pay therefor first-class passenger rates, shall be entitled to enter and occupy first-class passenger cars, and it shall be the duty of all railroad companies located and operated in this State to furnish such passengers, accommodations equal in all respects in comfort and convenience to the first-class cars on the train, and subject to the same rules governing other first-class cars.

Penalties for
non compli-
ance.

SEC. 2. *Be it further enacted,* That upon the failure of any railroad company located or operating in this State to have the provisions of this act strictly enforced by their employes, such railroad companies shall forfeit and pay the sum of three hundred dollars (\$300), to be recovered before any court having jurisdiction thereof, the amount recovered to go to the "Common School Fund," and to be recovered at the suit of the person aggrieved, or the Sup't of Public Instruction of the county in which the offense is committed.

Act of '81 to
conform to this

SEC. 3. *Be it further enacted,* That the act approved on April 7, 1881, entitled "an act to prevent discriminations by railroad companies among persons who are charged, and paying first-class passenger fares, and fixing penalties for the violation of the same," be so amended as to be in conformity with the provisions of this act, and that all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

SEC. 4. *Be it further enacted,* That this act take effect three months from and after the passage thereof.

Passed May 20, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved May 22, 1882.

ALVIN HAWKINS,

Governor.

CHAPTER VII.

AN ACT to defray the expenses of the Third Extraordinary Session of the General Assembly, and to make appropriations for the specific purposes mentioned in the Proclamation of the Governor convening the Legislature in Extraordinary Session.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Comptroller issue his warrant on the treasurer to each member and officer of the Senate for the sums stated to be due in the following schedule:

Names of Senators.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
B. F. Alexander.....	78	\$ 12 48	20	\$ 80 00	\$ 92 48
W. R. Barrett.....	380	60 80	20	80 00	140 80
D. D. Bell.....	312	49 92	20	80 00	129 92
V. F. Bibb.....	88	14 08	20	80 00	94 08
A. J. Brown.....	730	115 20	20	80 00	195 20
John G. Carter.....	382	61 12	20	80 00	141 12
Favor Cason.....	100	16 00	20	80 00	96 00
H. F. Coleman.....	710	113 60	20	80 00	193 60
W. M. Daniel.....	124	19 84	20	80 00	99 84
W. L. Duggan.....	600	96 00	20	80 00	176 00
L. B. Headrick.....	302	48 32	13	52 00	100 32
J. M. Hill.....	464	74 24	20	80 00	154 24
L. Huddleston.....	576	92 16	20	80 00	172 16
B. F. Matthews.....	160	25 60	20	80 00	105 60
D. S. McCullough....	156	24 96	20	80 00	104 96
Thos. F. Perkins.....	40	6 40	20	80 00	86 40
S. F. Rankin.....	280	44 80	20	80 00	124 80
F. B. Ragland.....	360	57 60	20	80 00	137 60
M. D. Smallman	206	32 96	20	80 00	112 96
L. T. Smith	540	86 40	20	80 00	166 40
W. M. Smith.....	464	74 24	20	80 00	154 24
Zachary Taylor.....	540	86 40	20	80 00	166 40
B. M. Tillman.....	400	64 00	20	80 00	144 00
Samuel Watson.....	.....	.....	20	80 00	80 00

OFFICERS, &C., OF THE SENATE.

Officers.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
G. H. Morgan, Sp'r...	380	60 80	20	\$120 00	\$180 80
T. C. Long, P. C.		20	120 00	120 00
S.E.Cunningham, A C		20	120 00	120 00
E. G. Cook, E. C.....		20	120 00	120 00
J. A. Harris, Serg't....		20	80 00	80 00
John Terry, Porter....		20	80 00	80 00

SEC 2. *Be it further enacted,* That the Comptroller of the Treasury issue his warrant to each member of the House, and the officers of the same, for the sum shown to be due each as per the following schedule:

Names of Representatives.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
J. H. Agee.....	630	\$100 80	20	\$ 80 00	\$180 80
W. A. Allen.....	148	23 68	20	80 00	103 68
W. C. Anderson.....	662	105 92	20	80 00	185 92
Hu. C. Anderson.....	348	55 68	20	80 00	135 68
H. E. Austin.....	346	55 36	20	80 00	135 36
Alex. Bagwell	230	36 80	20	80 00	116 80
J. W. Baker.....	.....	.....	20	80 00	80 00
J. R. Beasley.....	168	26 88	20	80 00	106 88
D. A. Boyd.....	418	66 88	20	80 00	146 88
J. W. Boyd	392	62 72	20	80 00	142 72
W. J. Buchanan	200	28 16	20	80 00	108 16
H. H. Buquo.....	180	28 80	20	80 00	108 80
R. R. Butler.....	825	132 00	20	80 00	212 00
M. R. Buttram.....	440	70 40	20	80 00	150 40
T. F. Cassells.....	464	74 24	20	80 00	154 24
S. W. Cochran	330	52 80	20	80 00	132 80
R. P. Cole.....	270	43 20	20	80 00	123 20

HOUSE BILL—Continued.

Names of Representatives.	No of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
D. B. Cooper.....	70	11 20 20	\$ 80 00	\$1 20	
J. M. Coulter.....	350	56 00 20	80 00	156 00	
R. A. Cox.....	380	60 80 20	80 00	140 80	
H. P. Davis.....	170	27 20 20	80 00	107 20	
W. H. Dawson.....	434	72 04 20	80 00	152 04	
J. M. Driver.....	132	21 12 20	80 00	101 12	
N. T. Dulaney.....	782	125 11 20	80 00	205 11	
L. B. Eaton.....	464	74 20 20	80 00	154 24	
F. L. Ezell.....	272	43 52 20	80 00	123 52	
M. F. Fouts.....	282	62 72 20	80 00	142 72	
John A. Fite.....	100	18 00 20	80 00	98 00	
W. T. Gaas.....	402	64 31 15	60 00	124 32	
J. F. Grisham.....	750	115 20 20	80 00	195 20	
John Hall.....	502	80 32 20	80 00	160 32	
H. H. Harrison.....			20	80 00	80 00
G. W. Hash.....	224	37 44 20	80 00	117 44	
L. L. Hawkins.....	212	33 22 17	68 00	101 22	
Thomas E. Haynes...	40	6 40 20	80 00	86 40	
J. M. Head.....	52	8 32 20	80 00	88 32	
G. W. Higgins.....	268	42 82 20	80 00	122 82	
W. C. Houston.....	104	16 64 20	80 00	96 64	
W. M. Jones.....	270	43 20 20	80 00	123 20	
H. C. Jarvis.....	710	113 60 20	80 00	193 60	
W. R. Jones.....	64	10 24 20	80 00	90 24	
V. J. Kennedy.....	222	38 56 20	80 00	128 56	
J. C. Lester.....	140	25 60 20	80 00	105 60	
A. D. Lewis.....	550	88 00 20	80 00	168 00	
J. A. Manson.....	504	80 64 20	80 00	160 64	
Geo. W. Martin.....	280	44 80 20	80 00	124 80	
J. D. Martin.....	400	64 00 20	80 00	144 00	
J. M. Means.....	72	11 52 20	80 00	91 52	
R. M. McAnally.....	632	101 12 20	80 00	181 12	
J. C. McAndrew.....	625	100 00 20	80 00	180 00	
Robert McKenna.....	484	77 44 20	80 00	157 44	
T. B. McLemore.....	526	84 16 20	80 00	164 16	
W. A. McTeer.....	558	89 28 20	80 00	169 28	

HOUSE ROLL—*Continued.*

Names of Representatives.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
J. T. Norris	464	\$ 74 24	20	80 00	154 24
F. D. Owings.....	452	72 32	20	80 00	152 32
Ernest Pillow.....	150	24 00	20	80 00	104 00
H. K. Plummer.....	140	22 40	20	80 00	102 40
W. F. Poston.....	346	58 36	20	80 00	138 36
Alex. Reeder.....	526	84 16	20	80 00	164 16
R. N. Rhodes.....	124	19 84	20	80 00	99 84
H. P. Rogers.....	696	111 36	20	80 00	191 36
J. H. Smith.....	464	74 24	20	80 00	154 24
John W. Steele.....	100	16 00	20	80 00	96 00
T. A. Sykes.....	.....	.....	20	80 00	80 00
C. Tally.....	88	14 08	20	80 00	94 08
John M. Taylor.....	262	41 92	19	76 00	117 92
R. E. Thompson.....	60	9 60	20	80 00	89 60
Jas. Trimble.....	.....	.....	20	80 00	80 00
J. W. Vernon.....	464	74 24	20	80 00	154 24
B. B. Watkins.....	404	64 04	20	80 00	144 04
James Warren.....	420	67 20	20	80 00	147 20
R. A. Wilkes.....	110	17 60	20	80 00	97 60
A. B. Wilson.....	676	108 16	20	80 00	188 16
H. M. Wiltse.....	302	48 32	20	80 00	128 32

OFFICERS OF THE HOUSE.

H. B. Ramsey, Sp'k'r..	483	77 28	20	120 00	197 28
W. B. Pickering, P.C.	.....	.....	20	120 00	120 00
E. H. Matthews, A.C.	.....	.....	20	120 00	120 00
J. B. Sims, S-at-A....	.....	...	20	80 00	80 00
B. J. Hadley, A. S. A.	.....	.....	20	80 00	80 00
Mollie Grizzard, E. C.	.....	.....	20	120 00	120 00
Leon Howard, Porter	.....	.....	25	100 00	88 00
J. H. Sparrow, A. P.	.....	.....	22	88 00	100 00

SEC. 3. *Be it further enacted,* That the Comptroller issue his warrants on the Treasurer to Thos. C. Long, Clerk, for \$17.46; S. E. Cunningham, Assistant Clerk,

\$10.00; E. G. Cook, Engrossing Clerk, for \$2.00; J. A. Harris, Sergeant-at-Arms, for \$39.50, and John Terry, Porter, for \$3.00 to cover their expenses in coming to and returning from this Extra session of the Senate, and to John Terry for \$2.00 to pay for washing towels for this session of the Senate.

Clerks and Porters—Senate.

SEC. 4. *Be it further enacted*, That the sum of five hundred and forty thousand dollars (\$540,000), or so much thereof as may be necessary, be and the same is hereby appropriated to pay the interest falling due July 1, 1882, and January 1, 1883, on the bonds that may be issued under an act passed and approved at the present Extraordinary Session of the General Assembly, entitled "an act to compromise and fund the bonded indebtedness of the State of Tennessee."

Interest on new bonds.

SEC. 5. *Be it further enacted*, That one hundred dollars each is hereby appropriated to the members of the joint committee appointed to visit New York, to confer with the bondholders, and the Comptroller is hereby directed to issue his warrants on the Treasurer for the same.

Committee to confer with the bondholders

SEC. 6. *Be it further enacted*, That the Principal and Assistant Clerk of the Senate be directed to remain a sufficient time after the adjournment of the General Assembly, to file properly the papers of the Senate with the Secretary of State, and for the above services, and for copying the Journals of the Senate, they shall be allowed their usual *per diem* for ten days, and the Comptroller shall issue his warrant for said sums to the Clerks when they shall have performed their duties.

Clerks of Senate filing papers.

SEC. 7. *Be it further enacted*, That the Principal Clerk of the Senate shall remain a sufficient time to index, read proof, and superintend the publication of the Journal of the Senate, and for said services the sum of one hundred dollars is hereby appropriated, and the Comptroller will issue his warrant to the Clerk when he shall have performed these duties and closed his labors.

Clerk of Senate reading proof.

SEC. 8. *Be it further enacted*, That the Principal and Assistant Clerks of the House be directed to remain a sufficient time after the adjournment of the General Assembly to file properly the papers of the House with the Secretary of State, and for the above services, and for copying the Journal of the House, they shall be allowed their usual *per diem* for ten days, and the Comptroller shall issue his warrant for said sums to said Clerks when they shall have the aforesaid duties performed.

Clerks of House filing papers.

Winbourn.

SEC. 9. *Be it further enacted*, That the Comptroller issue his warrant on the Treasurer to W. S. Winbourn for the sum of eighty-three 66-00 dollars for his services as acting Superintendent of the Capitol from March 29, 1882, to May 19, 1882.

SEC. 10. *Be it further enacted*, That the Comptroller issue his warrant to W. S. Winbourn, Superintendent of the Capitol for the following sums for the following named persons:

Egbert Gooch, Closet Porter.....	\$20 00
Jeff Lanier, Closet Porter.....	20 00
Robert Horton, Extra.....	20 00
One Doz. Towels.....	1 50
Ice Tickets.....	10 00
Washing Towels.....	2 00
Key Fitting, Desks	1 00
	<hr/>
	\$74 50

Cl'ks of House.

SEC. 11. *Be it further enacted*, That the sum of eight dollars is hereby appropriated to W. B. Pickering, Clerk of the House,—the sum of sixteen dollars and eighty cents is hereby appropriated to E. H. Matthews, Assistant Clerk of the House, and the sum of nine dollars and eighty cents is hereby appropriated to J. B. Simms, Serg't-at-Arms of the House to cover their actual expenses in coming to and returning from the General Assembly, Leon Howard fifteen dollars, J. H. Sparrow six dollars, expenses.

Reading proof
of House Jour-
nal.

SEC. 12. *Be it further enacted*, That the Principal Clerk of the House shall remain a sufficient time to index, read proof, and superintend the publication of the Journal of the House, and for said services the sum of one hundred dollars is hereby appropriated, and the Comptroller shall issue his warrant to the Clerk when he shall have performed these duties and closed his labors.

Telegrams for
joint commit-
tee.

SEC. 13. *Be it further enacted*, That the Comptroller issue his warrant to R. R. Butler for the sum of \$14.95 for telegrams sent to New York by order of the Joint Committee to confer with the bondholders as per receipts filed.

Printing.

SEC. 14. *Be it further enacted*, That a sufficient amount of money is hereby appropriated to pay for the printing of the Journals and Acts of this Extraordinary Session of the General Assembly.

SEC. 15. *Be it further enacted,* That this act take effect from and after its passage, the public welfare requiring it.

Passed May 20, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives,

Approved May 22, 1882.

ALVIN HAWKINS,
Governor.

RESOLUTIONS.

RESOLUTIONS.

SENATE JOINT RESOLUTIONS.

NUMBER I.

The General Assembly of Tennessee, now in special session, deem it fit to give expression of the general grief which the death of Horace Maynard has caused.

On the death of her great men Tennessee forgets all party feelings. Horace Maynard was one of the great men. Great in intellect, great in attainments, and filling many great offices, his private life was as pure as his public life was great. For such a man Tennessee grieves with a common grief; therefore,

Resolved by the General Assembly of the State of Tennessee, That the death of Horace Maynard is deplored as a loss to the State which he adopted in youth, and loved in manhood and age.

Resolved, That the General Assembly tenders to his widow and family the sympathy and condolence of the State.

Resolved, That an engrossed copy of these proceedings be forwarded by the clerk of the Senate to the widow of the deceased.

Adopted May 10, 1882.

GEORGE H. MORGAN,

Speaker of the Senate.

H. B. RAMSEY,

Speaker of the House of Representatives.

Approved May 12, 1882.

ALVIN HAWKINS,

Governor.

NUMBER II.

WHEREAS, By an act of the General Assembly of the State of Tennessee the number of Senators and Representatives for the next Legislature will be increased to one hundred and thirty-two members; therefore,

Be it resolved by the General Assembly of the State of Tennessee, That the Superintendent of the Capitol is hereby authorized to have twenty desks, made similar to those in use, eight for the use of the Senate, and twelve for the use of the House of Representatives, and that the next General Assembly is requested to make necessary appropriations for the payment of the same.

Adopted May 10, 1882.

GEORGE H. MORGAN,

Speaker of the Senate.

H. B. RAMSEY,

Speaker of the House of Representatives.

Approved May 12, 1882.

ALVIN HAWKINS,

Governor.

NUMBER III.

WHEREAS, Under an act of the General Assembly, passed March 28, 1879, entitled "An act to settle the bonded debt of the State," it was provided that the Governor should communicate with the bondholders or their chairman, and upon the acceptance of the proposition provided for in said act, to settle the State debt at 50-4, by an equal number in amount as at the time of the passage of said act proposed to take 60-6, the Governor should submit the 50-4 proposition to a vote of the people.

AND WHEREAS, It has been publicly charged that said proposition was submitted to a vote of the people without the requisite acceptance upon the part of the bondholders; therefore,

Resolved by the General Assembly of the State of Tennessee, That a committee of three upon the part of the Senate, and five upon the part of the House of Representatives be appointed to investigate and report as to whether or not the requisite number of bondholders signified their acceptance of the terms of said act before it was submitted to a vote of the people by his Excellency the Governor, and also their names.

The committee will report the facts to the respective Houses during the present extra session and at as early a day as practicable.

Adopted May 10, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved May 15, 1882.

ALVIN HAWKINS,
Governor.

NUMBER IV.

Resolved by the General Assembly of the State of Tennessee, That five hundred copies of the report of the joint select committee to confer with the creditors of the State be printed for the use of the Senate, and one thousand copies for the use of the House of Representatives; that the names of the holders and amounts of

all bonds claimed to be represented by this proposition be published with this report.

Adopted May 11, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved May 16, 1882.

ALVIN HAWKINS,
Governor.

NUMBER V.

Be it resolved by the Senate, the House of Representatives concurring, That five hundred copies of the Governor's message to this extra session be printed for the use of the members of the Senate, and one thousand copies for the use of the members of the House of Representatives.

Adopted May 11, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved May 16, 1882.

ALVIN HAWKINS,
Governor.

NUMBER VI.

Resolved by the Senate, the House of Representatives concurring, That five hundred copies of the report of the joint committee, including minority report, to investigate as to the number of the bondholders that agreed to accept the proposition known as the 50-4, be printed for the use of the members of the Senate, and one thousand copies for the use of the members of the House of Representatives.

Adopted May 19, 1882.

GEO. H. MORGAN,
Speaker of the Senate.

H. B. RAMSEY,
Speaker of the House of Representatives.

Approved May 20, 1882.

ALVIN HAWKINS,
Governor.

HOUSE JOINT RESOLUTIONS.

NUMBER I.

To take recess.

Resolved by the General Assembly of the State of Tennessee, That when the two Houses of the General Assembly adjourn to-day, that the General Assembly take a recess until Wednesday, the 3d day of May next, at 2 o'clock, P. M.

Adopted April 27, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved April 27, 1882.

ALVIN HAWKINS,

Governor.

NUMBER II.

Looking to the safety of the State Treasury.

The Governor having a second time called the attention of this General Assembly to the safekeeping of moneys in the State Treasury.

Therefore be it resolved, That a joint committee of two upon the part of the House, and one upon the part of the Senate, be appointed by the respective Speakers to look into this matter and report by bill or otherwise, such additional legislation, if any is necessary, to render the large surplus now in hand, or that may hereafter accumulate, perfectly secure.

Adopted May 10, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved May 15, 1882.

ALVIN HAWKINS,

Governor.

NUMBER III.

For the appointment of a committee to take proof and report concerning the fees of defendants' solicitors, in the case of Henry J. Lynn *et als.*, vs. Marsh T. Polk, *et als.*

Be it resolved by the General Assembly of the State of Tennessee, That a committee of three upon the part of the House, and two upon the part of the Senate, be appointed, whose duty it shall be to take proof and report to this General Assembly as soon as practicable, what would be a reasonable fee for def'ts' solicitors in the case of Henry J. Lynn *et als.*, vs. The Secretary of State, Comptroller, and Treasurer, now or lately pending in the Chancery Court at Nashville.

Said committee will take the statements of the def'ts' solicitors, employed in said case, as to who first employed or retained them in said case, who, if any one, secured the payment of their fees, and how much, if anything,

they have already been paid for their service in said cause, and by whom paid. They will also take the statement of the Attorney General for the State, as to whether or not he advised the employment of said solicitors, and all he may know as to who employed them, the nature and character of the case they defended, and how much, if anything, he regards their services as being worth to the State.

Said committee will take such other proof, and the testimony of such other parties as they may deem necessary to enable them to arrive at a correct estimate of the nature, character and value of the services of said solicitors to the State of Tennessee.

Adopted May 10, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved May 15, 1882.

ALVIN HAWKINS,

Governor.

NUMBER IV.

To appoint committee to notify Governor they have met.

Resolved by the General Assembly of the State of Tennessee, That a committee of three on the part of the House, and two on the part of the Senate, be appointed by the respective Speakers to notify the Governor that they have met in pursuance of his proclamation, and are ready for business.

Adopted April 27, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved May 15, 1882.

ALVIN HAWKINS,

Governor.

NUMBER V.

Resolutions of respect to the memory of Honorable Horace Maynard.

WHEREAS, The sad intelligence is brought to us of the death of Hon. Horace Maynard, at his home in Knoxville, on the morning of the 3d inst., and,

WHEREAS, The deceased was long in public life, having been a Representative in Congress from this State for sixteen years, a minister to Constantinople, Post Master General of the United States, and actively engaged in most of the great enterprises of public interest for many years, a man of great learning and wisdom,

Therefore be it resolved by the General Assembly of the State Tennessee, That the loss of our distinguished fellow citizen is deeply felt, and our sympathies are hereby tendered to his bereaved widow, and mourning relatives and friends.

Resolved further, That in his death the church has lost a pillar of strength, the State one of its wisest and most valued citizens, the nation a wise statesman, and the world a conscientious and able diplomat.

Adopted May 10, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives..

GEO. H. MORGAN,

Speaker of the Senate.

Approved May 15, 1882.

ALVIN HAWKINS,

Governor.

NUMBER VI.

To provide for a joint committee to inquire into the condition of the Capitol Grounds, and what repairs are necessary to protect the same, etc.

Resolved by the General Assembly of the State of Tennessee, That a joint committee of three upon the part of the House of Representatives, and two upon the part of the Senate, be appointed by the respective Speakers to inquire what repairs are necessary to be made upon the gates of the capitol grounds, in order to protect said grounds, and the shrubbery and grass thereof from destruction by stock, and the probable cost of such repairs, and report as early as practicable, by bill or otherwise, to provide for such repairs as may be found necessary.

Adopted May 15, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved May 19, 1882.

ALVIN HAWKINS,

Governor.

NUMBER VII.

Providing for the printing of the Acts and Journals of the 2d and 3d Extraordinary Sessions of the 42d General Assembly in one volume each.

Resolved by the House of Representatives, the Senate concurring, That the Secretary of State, and Clerks of the respective Houses, be and are hereby directed to

have the Acts and Journals of the 2d and 3d Extraordinary Sessions of the 42d General Assembly printed in one volume, to wit: The Acts in one volume, the Journals in one.

Adopted May, 15, 1882.

H. B. RAMSEY,¹

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved May 19, 1882.

ALVIN HAWKINS,

Governor.

NUMBER VIII.

To adjourn "*sine die*" Monday, May 22, 1882.

Resolved, That this, the Forty-Second General Assembly adjourn "*sine die*" on Monday the 22d day of May, 1882, at 12 o'clock, M.

Adopted May 20, 1882.

H. B. RAMSEY,

Speaker of the House of Representatives.

GEO. H. MORGAN,

Speaker of the Senate.

Approved May, 22, 1882.

ALVIN HAWKINS,

Governor.

HOUSE RESOLUTIONS.

NUMBER I.

Tendering the use of the Hall for a meeting to pay respect to the memory of Horace Maynard.

Resolved, That the use of this Hall be tendered to the citizens for a meeting to be held Thursday night, May 9, to pay tribute of respect to the memory of the late Horace Maynard.

Adopted May 5, 1882.

H. B. RAMSEY,
Speaker of the House of Representatives.

NUMBER II.

Tendering the use of the House to the Greenback party to hold their State Convention.

Resolved by the House of Representatives, That the use of their Hall is hereby tendered to the Greenback party at 12 M on Tuesday, 9th inst., for the purpose of holding their State Convention.

Adopted May 8, 1882.

H. B. RAMSEY,
Speaker of the House of Representatives.

NUMBER III.

Granting use of Hall to Jubilee Singers.

Be it resolved by the House of Representatives, That the use of the Hall of Representatives be granted the "Jubilee Singers" on Thursday night, the 18th day of May, 1882, at 8 o'clock, to entertain the Legislature and their invited guests with vocal music.

Adopted May 17, 1882,

H. B. RAMSEY,

Speaker of the House of Representatives.

NUMBER IV.

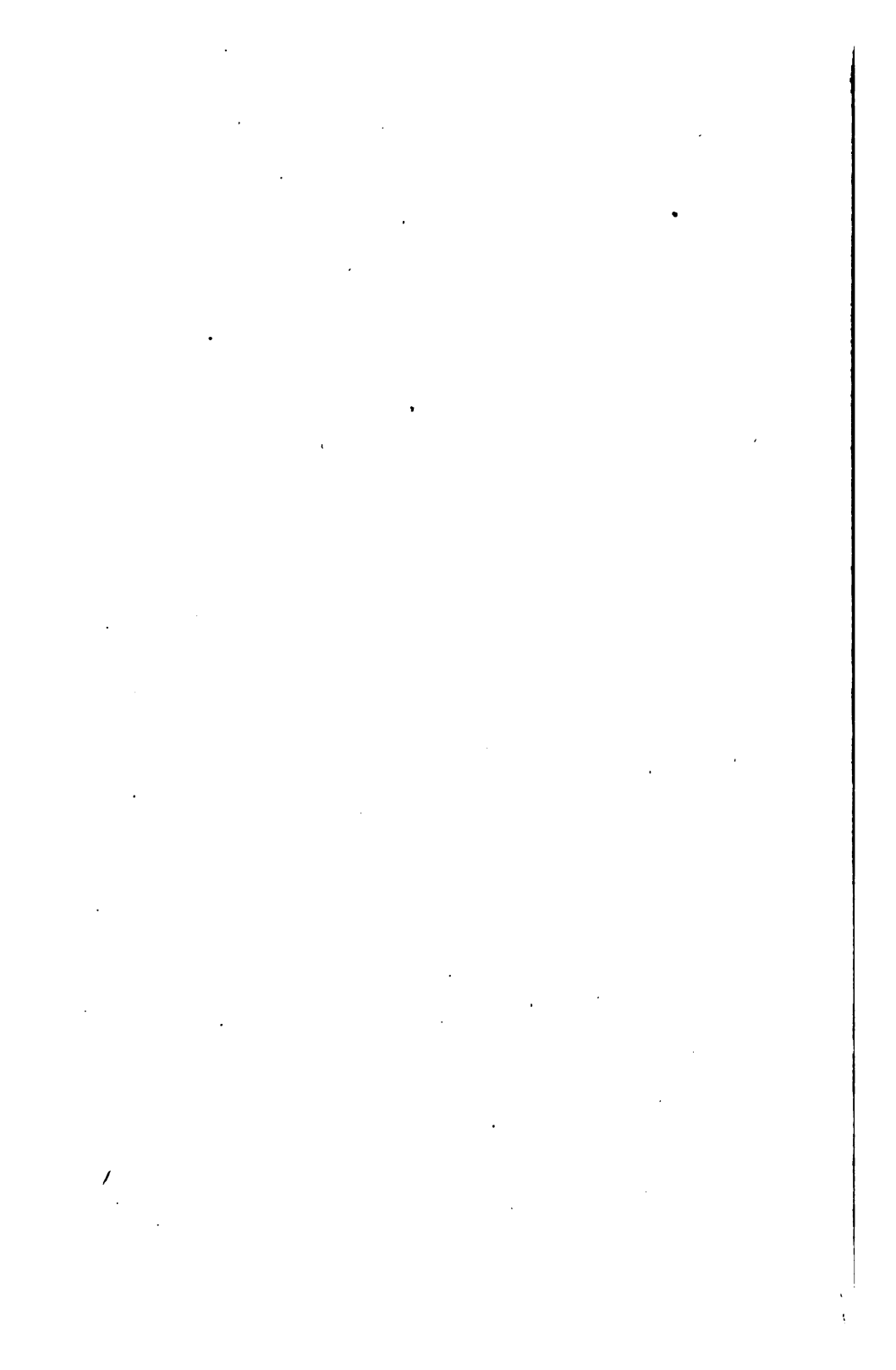
Tendering thanks to the Speaker and Officers.

Resolved by the House of Representatives, That we, the members individually and collectively, tender our most grateful thanks to the Hon. Speaker of this House, and all the other officers thereof, for the kind, courteous, able and efficient manner in which they have each and all discharged their arduous duties of their respective offices during the several sessions of this General Assembly.

Adopted May 20, 1882.

W. J. BUCHANAN,

Speaker of the House of Representatives, pro tem.



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